MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document	No. 176
H.P. 127	House of Representatives, January 13, 2005

An Act To Eliminate Limitations on Access to Medications under
Certain State Programs

Reference to the Committee on Health and Human Services suggested and ordered printed.

MILLICENT M. MacFARLAND

MILLICENT M. MacFARLAND
Clerk

Presented by Representative MARRACHÉ of Waterville.
Cosponsored by Senator DAMON of Hancock and
Representatives: ADAMS of Portland, FINCH of Fairfield, HUTTON of Bowdoinham,
PATRICK of Rumford, PERRY of Calais, SMITH of Van Buren.

Be it enacted by the People of the State of Maine as follows:

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   Sec. 1. 22 MRSA §3174-GG is enacted to read:

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§3174-GG. Access to medications

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   Beginning October 15, 2005 the prescription drug benefit in

8 the MaineCare program, the elderly low-cost drug program under
   section 254 and the Maine Rx Plus Program under section 2681 must

10 provide access to medically necessary prescription drugs for
   members and enrollees in those programs without the imposition of

12 a prior authorization procedure. The department shall adopt
   rules to implement this section. Rules adopted pursuant to this

14 section are routine technical rules as defined in Title 5,
   chapter 375, subchapter 2-A.

16

18   **SUMMARY**

20   This bill provides that beginning October 15, 2005
   prescription drug benefits in the MaineCare program, the elderly

22 low-cost drug program and the Maine Rx Plus Program must provide
   access to medically necessary prescription drugs for members and

24 enrollees in those programs without the imposition of a prior
   authorization procedure. The Department of Health and Human

26 Services is directed to adopt routine technical rules to
   implement this provision.