

# **MAINE STATE LEGISLATURE**

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# 130th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2021

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**Legislative Document**

**No. 178**

H.P. 131

House of Representatives, January 25, 2021

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### An Act To Reduce Waste of Prescription Medications

Received by the Clerk of the House on January 21, 2021. Referred to the Committee on Health Coverage, Insurance and Financial Services pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

*R. B. Hunt*  
ROBERT B. HUNT  
Clerk

Presented by Representative CUDDY of Winterport.

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

**Sec. 1.** 32 MRSA §2213 is enacted to read:

## **§2213. Requirement regarding new prescriptions**

An individual licensed under this chapter may not prescribe to a patient more than a 30-day supply of a prescription drug that the individual has not previously prescribed to that patient, unless it is prescribed in accordance with section 2210, subsection 2.

**Sec. 2.** 32 MRSA §2600-G is enacted to read:

## **§2600-G. Requirement regarding new prescriptions**

An individual licensed under this chapter may not prescribe to a patient more than a 30-day supply of a prescription drug that the individual has not previously prescribed to that patient, unless it is prescribed in accordance with section 2600-C, subsection 2.

**Sec. 3. 32 MRSA §3300-J** is enacted to read:

## **§3300-J. Requirement regarding new prescriptions**

An individual licensed under this chapter may not prescribe to a patient more than a 30-day supply of a prescription drug that the individual has not previously prescribed to that patient, unless it is prescribed in accordance with section 3300-F, subsection 2.

**Sec. 4. 32 MRSA §3658** is enacted to read:

### **§3658. Requirement regarding new prescriptions**

An individual licensed under this chapter may not prescribe to a patient more than a 30-day supply of a prescription drug that the individual has not previously prescribed to that patient, unless it is prescribed in accordance with section 3657, subsection 2.

**Sec. 5.** 32 MRSA §13786-E is enacted to read:

## **§13786-E. Dispensing of new prescriptions**

A pharmacist may not dispense more than a 30-day supply of a new prescription drug order for a patient who does not have a previous prescription drug order for that drug, unless the prescription drug order is prescribed in accordance with section 2210, subsection 2; section 2600-C, subsection 2; section 3300-F, subsection 2; section 3657, subsection 2; or section 18308, subsection 2.

**Sec. 6. 32 MRSA §18309** is enacted to read:

## **§18309. Requirement regarding new prescriptions**

An individual licensed under this chapter may not prescribe to a patient more than a 30-day supply of a prescription drug that the individual has not previously prescribed to that patient, unless it is prescribed in accordance with section 18308, subsection 2.

## SUMMARY

This bill provides that registered nurses, providers of osteopathic medicine, providers of allopathic medicine, podiatrists and dentists may not prescribe to a patient more than a 30-day supply of a prescription drug that the provider has not previously prescribed to that patient. The bill also provides that a pharmacist may not dispense more than a 30-day

1 supply of a new prescription drug order to a patient who does not have a previous  
2 prescription drug order for that drug. The prescribing and dispensing requirements  
3 provided in this bill provide exemptions for opioid medications prescribed or dispensed in  
4 accordance with the Maine Revised Statutes, Title 32, section 2210, subsection 2; section  
5 2600-C, subsection 2; section 3300-F, subsection 2; section 3657, subsection 2; or section  
6 18308, subsection 2.