

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

5. OF R.  
STATE OF MAINE  
SENATE  
108TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT "A " to COMMITTEE AMENDMENT "A" to H.P. 1912, L.D. 1973, Bill, "AN ACT to Expand the Elderly Low Cost Drug Program."

Amend the Amendment by striking out everything after the title and inserting in its place the following:

'Amend the Bill by striking out everything after the title and inserting in its place the following:

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

Sec. 1. 22 MRSA §254, sub-§2, as enacted by PL 1975, c. 619, §1, is repealed and the following enacted in its place:

2. Individuals eligible for participation. Eligibility status of individuals shall be determined by the State Tax Assessor pursuant to Title 36, Part 9-A.

Sec. 2. 22 MRSA §254, sub-§5, as enacted by PL 1975, c. 619, §1, is amended to read:

5. Other rules and regulations. Such other rules and regulations as may be necessary to efficiently and effectively manage and operate a program within the intent of this section, except that no rule or regulation shall prevent any person, otherwise eligible to participate in this program, from participating in the program solely on the basis of the date on which the person makes application for inclusion in the program.

CF R.  
Sec. 3. 36 MRSA §6121, sub-§5, as enacted by PL 1977, c. 345,  
is repealed.

Sec. 4. 36 MRSA Pt. 9-A is enacted to read:

PART 9-A

CHAPTER 903

Elderly Low Cost Drug Eligibility

§6151. Purpose

The purpose of this Part is to determine and certify the  
eligibility status of individuals for the Elderly Low Cost  
Drug Program.

§6152. Administration

The State Tax Assessor shall make available suitable  
applications with instructions for applicants. The application  
shall be in such form as the State Tax Assessor may prescribe  
and shall be signed under the pains and penalties of perjury.  
The funds for the administration of this Part shall be  
appropriated under the Elderly Household Tax and Rent  
Refund Act.

§6153. Eligibility criteria

All individuals are to be eligible for the Elderly Low  
Cost Drug Program, Title 22, section 254, if they meet the age  
and income criteria for Elderly Household Tax and Rent  
Refund Act and are legal residents of Maine at the time the  
application is filed, except that individuals receiving  
state supplemental income benefits or relinquishing residency  
shall invalidate their eligibility.

§6154. Appeal

The eligibility decision shall be final agency action subject to appeal in accordance with the Maine Administrative Procedure Act.

§6155. Certification

The State Tax Assessor shall annually issue an identification certificate to eligible applicants. The certificate shall be valid for the 15-month period beginning October 1st of the current calendar year through December 31st of the following year.

Sec. 5. Appropriation. The following funds shall be appropriated from the General Fund to carry out the purposes of this Act:

1978-79

FINANCE AND ADMINISTRATION,  
DEPARTMENT OF

Bureau of Taxation

Elderly Householders Tax and  
Rent Refund

Personal Services (3) \$ 35,000

HUMAN SERVICES, DEPARTMENT OF

Elderly Low Cost Drug Program

All Other \$965,000'

OF R.

Statement of Fact

The purpose of this amendment is to prevent the Department of Human Services from refusing to allow any person to participate in the free drug program merely because that person has not filed by the deadline set by the department.

(Pray)

NAME:

*Charles Gray*

COUNTY: Penobscot

Reproduced and distributed pursuant to Senate Rule 11-A.

February 23, 1978

(Filing No. S-481)