

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 2223

H.P. 1628 House of Representatives, February 10, 1988
Approved for introduction by a majority of the
Legislative Council pursuant to Joint Rule 26.
Reference to the Committee on Business Legislation
suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative DIAMOND of Bangor.

Cosponsored by Senator GILL of Cumberland,
Representatives ROTONDI of Athens and LACROIX of Oakland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-EIGHT

1 **AN ACT to Limit the Availability of Diet Drugs**
2 **to Minors.**
3

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

6 22 MRSA c. 557-A is enacted to read:

7 CHAPTER 557-A

DIET DRUGS

§2380-A. Prohibition

No person may knowingly sell, furnish, give away or offer to sell, furnish or give away any substance commonly known as a diet drug to any person under the age of 18 years. No person under the age of 18 may import a diet drug into this State through the mail. For purposes of this chapter, a "diet drug" means any substance used for the purpose of effecting weight reduction in a person who consumes the substance. This prohibition does not apply if:

1. Authorized to distribute. The person is a physician, pharmacist or other person who is authorized by the laws of this State to administer or distribute drugs; or

2. Prescription. The person is obtaining the substance upon the prescription of a physician or other person licensed to administer drugs by the laws of this State.

§2380-B. Penalty

Any person who violates this chapter commits a civil violation for which a forfeiture of not more than \$200 may be adjudged.

STATEMENT OF FACT

This bill prohibits state residents from selling or giving away, or offering to sell or give away diet drugs to anyone under the age of 18. The bill also prohibits any person under the age of 18 from importing diet drugs into this State through the mail. These prohibitions do not apply where the diet drugs are obtained by prescription or the resident is a physician or other person authorized to administer or distribute drugs.

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