

# MAINE STATE LEGISLATURE

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L.D. 2555

(Filing No. S-378 )

STATE OF MAINE  
SENATE  
113TH LEGISLATURE  
SECOND REGULAR SESSION

SENATE AMENDMENT " B " to S.P. 963, L.D. 2555,  
Bill, "AN ACT to Reform the Pharmacy Laws."

Amend the bill in section 5 in that part  
designated "~~§13721.~~" by striking out all of subsection  
2 and inserting in its place the following:

'2. Reciprocal inspections. The Board of  
Commissioners of the Profession of Pharmacy may enter  
into reciprocal inspection agreements with any state  
in which a mail order prescription facility selling  
drugs to Maine citizens is located.'

Further amend the Bill in section 5 in that part  
designated "~~§13723.~~" by striking out all of subsection  
9 and inserting in its place:

'9. Budget. The board shall submit to the  
commissioner its budgetary requirements in the same  
manner as is provided in Title 5, section 1665.'

Further amend the Bill in section 5 in that part  
designated "~~§13781.~~" by striking out all of the 3rd  
paragraph and inserting in its place the following:

'Any pharmacist who substitutes a generic and  
therapeutically equivalent drug under this section  
shall inform the person to whom the drug is dispensed

1 of the substitution. When any substitution is made  
2 under this section, the pharmacist shall cause the  
3 name of the generic and therapeutically equivalent  
4 drug, the name or abbreviation of the drug  
5 manufacturer or distributor of that substitute drug  
6 and all other information as required by section 13794  
7 to appear on the container label of the drug  
8 dispensed.'

9 Further amend the Bill by striking out all of  
10 section 6 and inserting in its place the following:

11 'Sec. 6. Allocation. The following funds are  
12 allocated from Other Special Revenue Accounts to carry  
13 out the purposes of this Act.

14 1988-89

15 PROFESSIONAL AND FINANCIAL  
16 REGULATION, DEPARTMENT OF

17 Board of Commissioners of the  
18 Profession of Pharmacy

19	Positions	(-1.5)
20	Personal Services	\$(44,090)
21	All Other	85,000
22	Capital Expenditures	5,000

23 Licensing and  
24 Enforcement

25	Positions	(3)
26	Personal Services	80,000

27 DEPARTMENT OF PROFESSIONAL  
28 AND FINANCIAL REGULATION  
29 TOTAL

\$125,910'

30 Further amend the bill by adding before the  
31 statement of fact the following:

SENATE AMENDMENT "B " to S.P. 963, L.D. 2555

1 'FISCAL NOTE

2 This bill will have the following effect on  
3 revenues:

4 1989-90  
5 Other Special Revenue Funds \$126,000'

6 STATEMENT OF FACT

7 This amendment clarifies the budget submission  
8 process, clarifies procedures for marking container  
9 labels on generic and therapeutically equivalent  
10 drugs, changes the appropriation section to an  
11 allocation section, clarifies the subtraction of 1 1/2  
12 positions and adds a fiscal note.

13 It also makes clear that mail order drug companies  
14 located in another state do not need to be licensed in  
15 Maine. They do need to be registered in Maine.

16 5319033188

17 (Sen. BUSTIN)

18 SPONSORED BY:

*Steven M. Bustin*

19 COUNTY: Kennebec

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(3/31/88) (Filing No. S-378)