MAINE STATE LEGISLATURE

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115th WAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 1670

H.P. 1145

House of Representatives, April 24, 1991

Reference to the Committee on Business Legislation suggested and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative GARLAND of Bangor.
Cosponsored by Senator RICH of Cumberland and Representative STEVENS of Sabattus.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY-ONE

An Act to Prevent Preprinting of Federal Drug Enforcement Agency Registration Numbers on Prescription Drug Order Forms.



_	ANC HU	chacted by the reophe of the State of Mannie as ronows.
2		Sec. 1. 32 MRSA §1077, sub-§2, ¶¶H and I, as enacted by PI, c. 378, §7, are amended to read:
6		H. Any violation of this chapter or any rule adopted by the board; er
10		I. Engaging in false, misleading or deceptive advertising; or
12		Sec. 2. 32 MRSA §1077, sub-§2, ¶J is enacted to read:
14		J. Issuing or allowing duly authorized legal agents to issue written prescription drug orders containing a
16 18		preprinted Federal Drug Enforcement Agency registration number issued under 21 United States Code, Section 823(f) (1965, as amended) and federal regulations issued in
20		accordance with 21 United States Code, Section 823(f) (1965, as amended).
22 24	291,	Sec. 3. 32 MRSA §2591-A, sub-§2, ¶L, as amended by PL 1989, c. §2, is further amended to read:
26		L. Division of professional fees not based on actual services rendered; ex
28	291,	<pre>Sec. 4. 32 MRSA §2591-A, sub-§2, ¶M, as enacted by PL 1989, c. §3, is amended to read:</pre>
30	er er flygger	M. Failure to comply with the requirements of Title 24, section 2905-A+; or
34		Sec. 5. 32 MRSA §2591-A, sub-§2, ¶N is enacted to read:
36		N. Issuing or allowing duly authorized legal agents to issue written prescription drug orders containing a
38		preprinted Federal Drug Enforcement Agency registration number issued under 21 United States Code, Section 823(f)
40		(1965, as amended) and federal regulations issued in accordance with 21 United States Code, Section 823(f) (1965, as amended).
44		Sec. 6. 32 MRSA §3282-A, sub-§2, ¶K, as amended by PL 1989, c.
46	291,	§4, is further amended to read:
48	•	K. Failure to report to the secretary of the board a physician licensed under this chapter for addiction to alcohol or drugs or for mental illness in accordance with
50		Title 24, section 2505, except when the impaired physician is or has been a patient of the licensee; er
52		

.2		Sec. 7. 32 MRSA $\S 3282$ -A, sub- $\S 2$, $\P L$, as enacted by PL 1989, c $\S 5$, is amended to read:
4		L. Failure to comply with the requirements of Title 24, section 2905-A-; or
6		Sec. 8. 32 MRSA §3282-A, sub-§2, ¶M is enacted to read:
8		M. Issuing or allowing duly authorized legal agents to
10		issue written prescription drug orders containing appreprinted Federal Drug Enforcement Agency registration
12		number issued under 21 United States Code, Section 823(f) (1965, as amended) and federal regulations issued in
14		accordance with 21 United States Code, Section 823(f) (1965, as amended).
16		Sec. 9. 32 MRSA §3655-A, sub-§2, ¶¶I and J, as enacted by PI
18	1983,	c. 378, §59, are amended to read:
20		I. Engaging in false, misleading or deceptive advertising;
22		J. Practicing podiatry in conjunction with any business
24		such as a shoe store or beauty parlor. ; or
26	e L	Sec. 10. 32 MRSA §3655-A, sub-§2, ¶K is enacted to read:
28		K. Issuing or allowing duly authorized legal agents to issue written prescription drug orders containing a
30	1	preprinted Federal Drug Enforcement Agency registration number issued under 21 United States Code, Section 823(f)
32		(1965, as amended) and federal regulations issued in accordance with 21 United States Code, Section 823(f) (1965,
34		as amended).
36	S	Sec. 11. 32 MRSA §4864, sub-§3-A is enacted to read:
38		3-A. Prohibition of preprinted registration numbers.
40	prescr	ng or allowing duly authorized legal agents to issue written ription drug orders containing a preprinted Federal Drug
42		cement Agency registration number issued under 21 United s Code, Section 823(f) (1965, as amended) and federal
44		ations issued in accordance with 21 United States Code, on 823(f) (1965, as amended);
46		
48		STATEMENT OF FACT
		This bill prohibits a health practitioner from issuing a
50		en prescription drug order with a preprinted Federal Drug ement Agency registration number by authorizing regulatory
52		to discipline practitioners who do so. This will make it

more difficult to forge prescription drug order forms in the 2 State.