

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1140

S.P. 417

In Senate, April 4, 1995

**An Act to Allow Pharmacies That Serve Long-term Care Recipients to
Receive Discounts from Manufacturers.**

Reference to the Committee on Business and Economic Development suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator ABROMSON of Cumberland.
Cosponsored by Senators: BUSTIN of Kennebec, LAWRENCE of York, PENDEXTER of Cumberland, Representatives: CLOUTIER of South Portland, DONNELLY of Presque Isle, FITZPATRICK of Durham, JACQUES of Waterville, JOSEPH of Waterville, KERR of Old Orchard Beach, POULIOT of Lewiston, TUTTLE of Sanford.

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

4 **Sec. 1. 32 MRSA §13804, sub-§5** is enacted to read:

6 **5. Pharmacy that serves recipients of long-term care**
8 **services. For the purposes of this subchapter, a pharmacy 80% or**
10 **more of whose gross sales are to recipients of long-term care**
12 **services provided pursuant to Title 22 and by providers licensed**
14 **under Title 22, including but not limited to services provided by**
16 **nursing homes, residential care facilities, congregate housing**
18 **facilities and home health care providers, is not a wholesaler or**
20 **a purchaser.**

16 **STATEMENT OF FACT**

18 This bill exempts a pharmacy that serves recipients of
20 long-term care services from the laws prohibiting price
discrimination among wholesalers and purchasers by a prescription
drug manufacturer.