

# MAINE STATE LEGISLATURE

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DATE: *May 29, 2001*

(Filing No. S-287)

**HEALTH AND HUMAN SERVICES**

Reported by:

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**STATE OF MAINE  
SENATE  
120TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 560, L.D. 1722, Bill, "An Act to Recognize Exemplary Efforts to Lower the Cost of Prescription Drugs"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

**Sec. 1. 22 MRSA §254, sub-§8-B** is enacted to read:

**8-B. Action with regard to nonparticipating manufacturers and labelers.** The names of manufacturers and labelers who do and do not enter into rebate agreements pursuant to subsection 8 are public information. The department shall release this information to health care providers and the public on a regular basis and shall publicize participation by manufacturers and labelers that is of particular benefit to the public.

**Sec. 2. 22 MRSA §2681, sub-§7,** as enacted by PL 1999, c. 786, Pt. A, §3, is amended to read:

**7. Action with regard to nonparticipating manufacturers and labelers.** The names of manufacturers and labelers who do and do not enter into rebate agreements pursuant to this subchapter are public information. The department shall release this information to health care providers and the public on a regular basis and shall publicize participation by manufacturers and labelers that is of particular benefit to the public. The department shall impose prior authorization requirements in the Medicaid program under this Title, as permitted by law, for the dispensing of prescription drugs provided by those manufacturers and labelers.

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT "A" to S.P. 560, L.D. 1722

2        **Sec. 3. Effective date.** This Act takes effect on the date that  
the Department of Human Services begins offering prescription  
4        drug benefits under the Maine Rx Program as defined in the Maine  
Revised Statutes, Title 22, section 2681.'

6                Further amend the bill by inserting at the end before the  
summary the following:

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**FISCAL NOTE**

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The Department of Human Services will incur some minor  
14        additional costs to publicize the names of the pharmaceutical  
companies that participate and do not participate in the Maine Rx  
16        Program. These costs can be absorbed within the department's  
existing budgeted resources.'

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**SUMMARY**

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This amendment removes from the bill all provisions except  
those pertaining to the reporting of information regarding  
24        manufacturers and labelers of prescription drugs that participate  
and do not participate in the Maine Rx Program. The amendment  
26        adds a provision making the Act effective on the date that  
prescription drug benefits are provided under the Maine Rx  
Program. The amendment also adds a fiscal note.

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