

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1198

S.P. 386

March 7, 2007

An Act To Discontinue Over-the-counter Drug Coverage for MaineCare Patients

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator MARRACHÉ of Kennebec.
Cosponsored by Senators: BRANNIGAN of Cumberland, NUTTING of Androscoggin,
Representatives: BROWNE of Vassalboro, FITTS of Pittsfield.

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

2 **Sec. 1. 22 MRSA §3174-M, sub-§6** is enacted to read:

3 **6. No coverage for over-the-counter drugs under MaineCare. Notwithstanding**
4 **any other provision of this Title, beginning October 1, 2007 over-the-counter drugs may**
5 **not be subject to reimbursement or coverage under MaineCare.**

6 **Sec. 2. Rulemaking.** By October 1, 2007, the Department of Health and Human
7 Services shall amend the rules of the MaineCare program for coverage of medically
8 necessary medications to discontinue coverage of over-the-counter medications. Rules
9 adopted pursuant to this section are routine technical rules as defined by the Maine
10 Revised Statutes, Title 5, chapter 375, subchapter 2-A.

11 **SUMMARY**

12 This bill discontinues MaineCare coverage for over-the-counter drugs beginning
13 October 1, 2007 and directs the Department of Health and Human Services to amend the
14 rules of the MaineCare program for coverage of medically necessary medication to carry
15 out the provisions of this bill. The rules are designated as routine technical rules.