

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

SECOND REGULAR SESSION-2010

Legislative Document

No. 1672

S.P. 644

In Senate, January 6, 2010

**An Act To Require a Pharmacist To Provide Prior Notification to
and Obtain Consent from the Prescribing Physician before
Changing from One Formulation or Manufacturer of an
Antiepileptic Drug to Another**

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

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

A handwritten signature in cursive script, reading 'Joy J. O'Brien'.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BOWMAN of York.
Cosponsored by Representative WHEELER of Kittery.

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

Sec. 1. 32 MRSA §13781-A is enacted to read:

§13781-A. Substitution for antiepileptic drug

A pharmacist shall notify and receive consent from the prescriber before substituting one manufacturer's antiepileptic drug for another manufacturer's antiepileptic drug for a patient with epilepsy. For the purpose of this section, "substituting" means dispensing a different manufacturer's antiepileptic drug instead of the antiepileptic drug with which the patient is currently receiving therapy for epilepsy and includes the substitution of a generic version for a brand version, a brand version for a generic version and a generic version for a generic version from a different manufacturer.

SUMMARY

This bill requires a pharmacist to notify and get consent from the prescriber of an antiepileptic drug for a patient with epilepsy if the drug is switched from one formulation or manufacturer to another.