

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 31

H.P. 24

House of Representatives, January 6, 2011

**An Act To Protect the Safety of Maine Children by Requiring the
Express Consent of a Legal Guardian To Dispense Prescription
Medication to a Minor**

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in black ink, reading 'Heather J.R. Priest'.

HEATHER J.R. PRIEST
Clerk

Presented by Representative CEBRA of Naples.
Cosponsored by Senator SNOWE-MELLO of Androscoggin and
Representatives: CRAFTS of Lisbon, ESPLING of New Gloucester, O'CONNOR of Berwick,
OLSEN of Phippsburg, PARRY of Arundel, SARTY of Denmark, SIROCKI of Scarborough,
TIMBERLAKE of Turner.

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

2 **Sec. 1. 22 MRSA §2699-A** is enacted to read:

3 **§2699-A. Dispensing prescription drugs to minors**

4 A prescription drug may not be dispensed to a minor without the express consent of
5 the minor's parent or legal guardian except under one of the following conditions:

6 **1. Living independent of parental support.** The minor has lived separately from
7 both of the minor's parents or any legal guardian for at least 60 days and is independent of
8 parental or guardian support;

9 **2. Married.** The minor is or was married;

10 **3. Serving in the Armed Forces.** The minor is or was a member of the Armed
11 Forces of the United States; or

12 **4. Emancipated.** The minor has been emancipated pursuant to Title 15, section
13 3506-A or has been legally emancipated in another jurisdiction.

14 **SUMMARY**

15 This bill prohibits dispensing prescription drugs to a minor without express consent
16 from the minor's parent or legal guardian unless the minor is living independently of
17 parental or guardian support, is or was married, is or was serving in the Armed Forces of
18 the United States or has been legally emancipated.