

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 572

S.P. 164

In Senate, February 15, 2011

An Act To Amend the Laws Governing the Maine Health Data Organization Relating to Retail Pharmacies

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

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator SNOWE-MELLO of Androscoggin.
Cosponsored by Senators: COLLINS of York, McCORMICK of Kennebec, Representatives:
CEBRA of Naples, McKANE of Newcastle, SARTY of Denmark.

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

2 **Sec. 1. 22 MRSA §8702, sub-§4**, as amended by PL 2007, c. 466, Pt. B, §18, is
3 further amended to read:

4 **4. Health care facility.** "Health care facility" means a public or private, proprietary
5 or not-for-profit entity or institution providing health services, including, but not limited
6 to, a radiological facility licensed under chapter 160, a health care facility licensed under
7 chapter 405, an independent radiological service center, a federally qualified health center
8 certified by the United States Department of Health and Human Services, Health
9 Resources and Services Administration, a rural health clinic or rehabilitation agency
10 certified or otherwise approved by the Division of Licensing and Regulatory Services
11 within the Department of Health and Human Services, a home health care provider
12 licensed under chapter 419, an assisted living program or a residential care facility
13 licensed under chapter 1663, a hospice provider licensed under chapter 1681, ~~a retail~~
14 ~~store drug outlet licensed under Title 32, chapter 117,~~ a state institution as defined under
15 Title 34-B, chapter 1 and a mental health facility licensed under Title 34-B, chapter 1.
16 For the purposes of this chapter, "health care facility" does not include retail pharmacies.

17 **Sec. 2. 22 MRSA §8702, sub-§9**, as enacted by PL 1995, c. 653, Pt. A, §2 and
18 affected by §7, is amended to read:

19 **9. Provider.** "Provider" means a health care facility, health care practitioner, health
20 product manufacturer, or health product vendor ~~or pharmacy~~ but does not include a retail
21 pharmacy.

22 **SUMMARY**

23 This bill removes retail pharmacies from the list of entities funding and reporting to
24 the Maine Health Data Organization.