

# MAINE STATE LEGISLATURE

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# 125th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2011

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Legislative Document

No. 1429

H.P. 1050

House of Representatives, April 7, 2011

### **An Act To Amend the Laws Governing Prescription Monitoring Information**

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

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Clerk

Presented by Representative MARTIN of Eagle Lake.  
Cosponsored by Representative: Speaker NUTTING of Oakland.

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

2 **Sec. 1. 22 MRSA §7250, sub-§4, ¶F**, as corrected by RR 2009, c. 1, §15, is  
3 amended to read:

4 F. The Office of Chief Medical Examiner for the purpose of conducting an  
5 investigation or inquiry into the cause, manner and circumstances of death in a  
6 medical examiner case as described in section 3025. Prescription monitoring  
7 information in the possession or under the control of the Office of Chief Medical  
8 Examiner is confidential and, notwithstanding section 3022, may not be  
9 disseminated. Information that is not prescription monitoring information and is  
10 separately acquired following access to prescription monitoring information pursuant  
11 to this paragraph remains subject to protection or dissemination in accordance with  
12 section 3022; ~~and~~

13 **Sec. 2. 22 MRSA §7250, sub-§4, ¶G**, as reallocated by RR 2009, c. 1, §16, is  
14 amended to read:

15 G. The office that administers the MaineCare program pursuant to chapter 855 for  
16 the purposes of managing the care of its members, monitoring the purchase of  
17 controlled substances by its members and avoiding duplicate dispensing of controlled  
18 substances; ~~and~~

19 **Sec. 3. 22 MRSA §7250, sub-§4, ¶H** is enacted to read:

20 H. Another state pursuant to subsection 4-A.

21 **Sec. 4. 22 MRSA §7250, sub-§4-A** is enacted to read:

22 **4-A. Information sharing with other states.** The office may provide prescription  
23 monitoring information to and receive prescription monitoring information from another  
24 state that has prescription monitoring information provisions consistent with this chapter  
25 and has entered into a prescription monitoring information sharing agreement with the  
26 office. The office may enter into a prescription monitoring information sharing  
27 agreement with another state to establish the terms and conditions of prescription  
28 monitoring information sharing and interoperability of information systems and to carry  
29 out the purposes of this subsection. For purpose of this subsection, "another state" means  
30 any state other than Maine and any territory or possession of the United States, but does  
31 not include a foreign country.

32 **SUMMARY**

33 This bill allows the Department of Health and Human Services, Office of Substance  
34 Abuse to share prescription monitoring information with another state if the state has  
35 provisions consistent with prescription monitoring information provisions in Maine law  
36 and the office enters into a prescription monitoring information sharing agreement with  
37 the other state.