

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

SECOND REGULAR SESSION-2014

Legislative Document

No. 1840

S.P. 743

In Senate, March 21, 2014

**An Act To Implement the Recommendations of the Substance Abuse
Services Commission with Regard to the Controlled Substances
Prescription Monitoring Program**

(EMERGENCY)

Reported by Senator CRAVEN of Androscoggin for the Joint Standing Committee on Health and Human Services pursuant to Joint Rule 353.

Reference to the Committee on Health and Human Services suggested and ordered printed pursuant to Joint Rule 218.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

1 **Emergency preamble. Whereas,** acts and resolves of the Legislature do not
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3 **Whereas,** the Controlled Substances Prescription Monitoring Program is an
4 important tool for prescribers of controlled substances to use to prevent and detect
5 prescription drug misuse and diversion and improve patient care through better
6 coordination of care; and

7 **Whereas,** timely enrollment in the Controlled Substances Prescription Monitoring
8 Program and ongoing education of prescribers to use the program are fundamental to its
9 success; and

10 **Whereas,** in the judgment of the Legislature, these facts create an emergency within
11 the meaning of the Constitution of Maine and require the following legislation as
12 immediately necessary for the preservation of the public peace, health and safety; now,
13 therefore,

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

15 **Sec. 1. 22 MRSA §7249, sub-§5,** as enacted by PL 2011, c. 477, Pt. K, §1, is
16 repealed.

17 **Sec. 2. Online applications and renewals for prescribers of controlled**
18 **substances; electronic coding; access for prescribers and their delegates.** The
19 Department of Health and Human Services, Controlled Substances Prescription
20 Monitoring Program, referred to in this section as "the program," shall update the
21 enrollment mechanism for prescribers of controlled substances who are registering with
22 the program or are renewing registration. The update must enable prescribers to be
23 enrolled in the program automatically when applying for or renewing a professional
24 license and must establish the electronic code necessary to update the program's computer
25 system accordingly. The update must allow a federal Drug Enforcement Administration
26 number to be entered during the online application or renewal process and must notify an
27 applicant that in providing the federal number the applicant is automatically registered
28 with the program. The program shall update its computer system to allow subaccount
29 holders and delegated account holders access to the database using the online application
30 process. The program shall update its computer system to enable licensing data to be
31 extracted on a scheduled basis from the agency licensing management system and
32 securely transferred to the program in order to enroll in the program unregistered
33 licensees who have federal Drug Enforcement Administration numbers and e-mail
34 addresses.

35 **Sec. 3. Outside funding.** If the Department of Health and Human Services finds
36 that sufficient funding to fund the update under section 2 is not available to the
37 department for that purpose, the department may seek and may accept outside funding
38 necessary to complete the update under section 2.

39 **Sec. 4. Appropriations and allocations.** The following appropriations and
40 allocations are made.



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LD

LR 2852(01)

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Fiscal Note for Original Bill
Committee: Health and Human Services
Fiscal Note Required: Yes

Fiscal Note

	FY 2013-14	FY 2014-15	Projections FY 2015-16	Projections FY 2016-17
Net Cost (Savings)				
General Fund	\$0	\$16,150	\$0	\$0
Appropriations/Allocations				
General Fund	\$0	\$16,150	\$0	\$0

Fiscal Detail and Notes

This bill includes a one-time General Fund appropriation of \$16,150 in fiscal year 2014-15 for the Department of Health and Human Services for computer programming costs related to the Controlled Substances Prescription Monitoring Program.

Additional costs to the Department of Professional and Financial Regulation to provide the required information can be absorbed within existing budgeted resources.