

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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## § 1981. Application

This chapter shall apply to the operation of snowmobiles in all areas which come within the jurisdiction of the State.

Sec. 6. 12 MRSA § 1984, as last repealed and replaced by PL 1973, c. 613, § 20, is repealed and the following enacted in place thereof:

## § 1984. Penalty

Any person who violates this chapter or any rules or regulations promulgated by the Commissioner of Inland Fisheries and Game shall be subject to the penalties provided in section 3060 for each offense, except that the minimum fine shall be \$50 for violation of any provision of section 1978, subsection 12.

Effective October 1, 1975

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## CHAPTER 526

AN ACT to Provide the Citizens of the State of Maine with Uniform Quality Pharmaceutical Health Care.

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

32 MRSA c. 41, sub-c. IV is enacted to read:

### SUBCHAPTER IV

#### UNIFORM PHARMACEUTICAL PRACTICE

## § 2911. Patient information regulation

1. Explanation by pharmacist. With each new prescription dispensed, the pharmacist, in addition to labeling the prescription in accordance with the requirements of the State of Maine, must orally explain to the patient or the patient's agent the directions for use and any additional information, in writing if necessary, to assure the proper utilization of the medication or device prescribed. For those prescriptions delivered outside the confines of the pharmacy, the explanation shall be by telephone or in writing. This section shall not apply to those prescriptions for patients in hospitals or institutions where the medication is to be administered by a nurse or other individual licensed to administer medications or to those prescriptions for patients who are to be discharged from a hospital or institution.

2. Maintenance of current reference material. To ensure proper information is available to each pharmacist, each pharmacy or pharmacist, or both, shall maintain current reference material on drug interactions.

## § 2912. Patient profile record system regulation

A patient profile record system shall be maintained in all pharmacies for persons for whom prescriptions are dispensed. The patient profile record system shall be devised so as to enable the immediate retrieval of information

necessary to enable the dispensing pharmacist to identify previously dispensed medication at the time a prescription is presented for dispensing. One profile card may be maintained for all members of a family living at the same address and possessing the same family name.

The following information should be recorded :

1. Name. The family name and the first name of the person for whom the medication is intended, which is the patient;
2. Address. The address of the patient ;
3. Age group. An indication of the patient's age group, e.g. infant, child or adult ;
4. Original date of dispensing. The original date the medication is dispensed pursuant to the receipt of a physician's prescription ;
5. Prescription identification. The number or designation identifying the prescription ;
6. Prescriber's name. The prescriber's name ;
7. Name, strength and quantity of drug. The name, strength and quantity of the drug dispensed ; and
8. Initials of pharmacist; date of refill. The initials of the dispensing pharmacist and the date of dispensing medication as a renewal or refill if those initials and such date are not recorded on the back of the original prescription.

The pharmacist shall attempt to ascertain and shall record any allergies and idiosyncrasies of the patient and any chronic conditions which may relate to drug utilization as communicated to the pharmacy by the patient.

Upon receipt of a prescription a pharmacist shall examine the patient's profile record before dispensing the medication to determine the possibility of a harmful drug interaction or reaction. Upon recognizing a potential harmful reaction or interaction, the pharmacist shall take appropriate action to avoid or minimize the problem which shall, if necessary, include consultation with the physician.

A patient profile record should be maintained for a period of not less than 5 years from the date of the last entry in the profile record.

#### § 2913. Continuing education regulation

No annual renewal certificate shall be issued by the board of pharmacies for the year 1975 and any following year until such time as the applicant submits proof satisfactory to the board that during the calendar year preceding his application for renewal, he has participated in not less than 15 hours of approved courses of continuing professional pharmaceutical education as herein defined. The continuing professional pharmaceutical education courses shall consist of postgraduate studies, institutes, seminars, workshops, lectures, conferences, extension studies, correspondence courses or such other forms

of continuing professional pharmaceutical education as may be approved as herein provided. Such courses shall consist of subject matter pertinent to the following general areas of professional pharmaceutical education: The socio-economic and legal aspects of health care, of properties and actions of drugs and dosage forms and the ideology, characteristics and therapeutics of the disease state. The specific subject matter of such courses may include but shall not be limited to the following: Pharmacology, biochemistry, physiology, pharmaceutical chemistry, pharmacy administration, pharmacy jurisprudence, public health and communicable diseases, pharmaceutical marketing, professional practice management, anatomy, histology and such other subject matter as represented in curricula of accredited colleges of pharmacy. The content of each course which shall be offered for credit under this continuing professional educational program shall be approved in advance of the course offered by a committee composed of equal representation from the board of pharmacy, hospital pharmacy and retail pharmacy within the State. The number and members of the committee shall be selected by the board of pharmacy and shall serve for a period of 2 years. In the initial year of the application of the statute, the board may reduce the number of hours of participation required based upon the number of days the statute is in effect during the initial calendar year. The board may make exceptions from the operation of the statute in emergency or hardship cases.

#### § 2914. Rules and regulations

The board of pharmacy may, consistent with the requirements of this subchapter, promulgate rules and regulations necessary to implement or administer this subchapter.

Effective October 1, 1975

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## CHAPTER 527

### AN ACT Exempting Trucks Purchased by Nonresidents from Sales Tax.

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

36 MRSA § 1760, sub-§ 23, is amended to read:

23. **Motor vehicles.** ~~Passenger automobiles~~ Motor vehicles purchased by a nonresident and intended to be driven or transported outside the State immediately upon delivery by the seller. If such motor vehicle is registered for use in Maine within 6 months of the date of purchase, the person seeking registration shall be liable for use tax on the basis of the original purchase price;

Effective October 1, 1975

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## CHAPTER 528

### AN ACT to Allow a Trade-in Credit on the Sales Tax on Boats.

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

36 MRSA § 1765, as reenacted by P&SL 1969, c. 154, Sec. G, § 1, is amended to read: