

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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26 MRSA § 630, as enacted by PL 1975, c. 420, is amended by adding at the end a new sentence to read:

An employer who fails to satisfy this request within 15 days of receiving it may be subject to a forfeiture of not less than \$50 nor more than \$500.

Effective September 14, 1979

CHAPTER 176

H. P. 784 — L. D. 984

AN ACT to Permit Maine Pharmacists to Fill the Prescription of Nonresident Physicians.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, there is an urgent need along the borders of this State for authority to fill nonresident prescriptions; and

Whereas, legislation is necessary to allow people in these communities who use services of nonresident physicians to continue to obtain proper medications; and

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

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

Sec. 1. 32 MRSA § 2805, sub-§ 13-A is enacted to read:

13-A. Nonresident prescriptions. "Nonresident prescriptions" shall mean any order, written or verbal, for any drug, medicine or poison by a physician who has been licensed by the appropriate authorities to practice in the State of New Hampshire or the Provinces of New Brunswick or Quebec and who is practicing in that state or province.

Sec. 2. 32 MRSA § 2807 is enacted to read:

§ 2807. Authorization to fill nonresident prescriptions

Any pharmacist conducting the business of a pharmacy in Maine is authorized to fill a nonresident prescription, as defined in section 2805, subsection 13-A.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 3, 1979