

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST SPECIAL SESSION

August 21, 1989 to August 22, 1989

and

SECOND REGULAR SESSION

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
July 14, 1990

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1990

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

January 3, 1990 to April 14, 1990

CHAPTER 720

S.P. 816 - L.D. 2080

An Act to Require That Certain 3rd-party Prescription Drug Programs Be Subject to the Provisions of the Appropriate Preferred Provider Arrangement Act

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

Sec. 1. 32 MRSA §13773, as enacted by PL 1987, c. 710, §5, is amended to read:

§13773. Notice

No ~~A~~ 3rd-party prescription program may not be instituted in this State until the program provider has filed written notice of the provisions of the program has been filed with the Superintendent of Insurance and the Board of Commissioners of the Profession of Pharmacy and given written notice to all pharmacies ~~which that~~ are located within the counties covered by the program at least 30 days prior to the commencement of the program. In the case of chain or branch pharmacies, the notice ~~shall~~ must be given to the main office or headquarters. These pharmacies shall have 30 days from the date of notice to enroll in the program.

Sec. 2. 32 MRSA §13777, as enacted by PL 1987, c. 710, §5, is amended to read:

§13777. Exceptions

This Act does not apply to any medical assistance or public health programs administered by the Department of Human Services, including, but not limited to, the Medicaid program and the Low Cost Drug Program; to any employee benefit plan that is subject to the Employee Retirement Income Security Act of 1974, 29 United States Code, Section 1001, et seq.; and to any 3rd-party prescription programs administered in accordance with and subject to the limitations of the Nonprofit Service Organizations Preferred Provider Arrangement Act of 1985, Title 24, chapter 19, subchapter II, or the Preferred Provider Arrangement Act of 1986, Title 24-A, chapter 32.

Sec. 3. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

1990-91

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Bureau of Insurance

All Other \$5,000

Provides funds for additional preferred provider hearings.

See title page for effective date.

CHAPTER 721

H.P. 1472 - L.D. 2057

An Act to Increase the Effectiveness of the Handicapped Parking Laws

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

Sec. 1. 20-A MRSA §8702, as amended by PL 1989, c. 179, §2, is further amended to read:

§8702. Curriculum

A driver education course offered in accordance with section 8701 shall meet the curriculum requirements prescribed by the commissioner, include both classroom instruction and practice driving and be approved by the commissioner. The requirements prescribed by the commissioner shall be no less rigorous than any similar requirements prescribed by the Board of Commercial Driver Education and the requirements of Title 32, section 9602, subsection 6. No state subsidy, state reimbursement for expenditures on adult education programs or state reimbursement for adult vocational education programs may be paid with respect to any driver education course that has not been approved by the commissioner. At the request of the commissioner, the Board of Commercial Driver Education may assist the commissioner in performing the commissioner's duties under this chapter.

Sec. 2. 23 MRSA §4208, as amended by PL 1981, c. 292, is further amended by adding at the end a new paragraph to read:

The course must include the instruction described in Title 32, section 9602, subsection 6.

Sec. 3. 32 MRSA §9602, sub-§6 is enacted to read:

6. Required instruction. Every commercial driver education school must inform its students of the existence and the practical purpose of handicapped parking laws and ordinances.

See title page for effective date.

CHAPTER 722

H.P. 1382 - L.D. 1913

An Act to Make Improvements in the Operation of the Judicial Department of the State