

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

FIRST REGULAR SESSION
December 1, 2004 to March 30, 2005

FIRST SPECIAL SESSION
April 4, 2005 to June 18, 2005

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2005

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 17, 2005

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

Penmor Lithographers
Lewiston, Maine
2005

This Act takes effect for all purposes immediately upon its acceptance by a majority of the legal voters in the district if voting is held at an election or upon acceptance at a town meeting if voting is held at a town meeting. Failure to achieve the necessary approval by a majority of voters at any such election does not prevent a subsequent election or elections from being held for that purpose.

Effective pending referendum.

CHAPTER 25

S.P. 87 - L.D. 267

An Act To Ensure Sufficient Staffing To Properly Enforce the Laws and Rules of the Manufactured Housing Board

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

Sec. 1. Appropriations and allocations.

The following appropriations and allocations are made.

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Licensing and Enforcement 0352

Initiative: Allocates funds for one Manufactured Housing Inspector position and related All Other effective October 1, 2005.

OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
POSITIONS -		
LEGISLATIVE COUNT	1,000	1,000
Personal Services	\$45,018	\$64,431
All Other	\$10,025	\$12,100
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$55,043	\$76,531

See title page for effective date.

CHAPTER 26

S.P. 406 - L.D. 1178

An Act Regarding Access to Prescription Drugs and Reimportation

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

Sec. 1. Governor's Committee To Study the Feasibility of Importation of Prescription Drugs. The Governor's Office of Health Policy and

Finance shall reconvene the Governor's Committee To Study the Feasibility of Importation of Prescription Drugs, referred to in this section as "the committee," and shall change the membership and the duties of the committee as follows.

1. The membership must be changed to ensure that the committee includes representatives of the following entities and interest groups: community pharmacies; the Maine Pharmacy Association; the Office of the Attorney General; consumers; organizations representing elderly persons; pharmacy benefit managers; insurance carriers; one Senator appointed by the President of the Senate and one member of the House of Representatives appointed by the Speaker of the House and representatives of the National Legislative Association on Prescription Drug Pricing; the Maine Medical Association; the Department of Health and Human Services, Bureau of Medical Services and Bureau of Elder and Adult Services; and the Department of Professional and Financial Regulation.

2. The duties must be changed to include developing a plan to prepare the State to implement drug reimportation upon approval of the Federal Government through federal legislation or approval of a waiver request. The plan must include the following:

- A. Assessment of other state reimportation legislation and programs, including implementation, utilization, costs of administration and savings from utilization;
- B. Analysis of the necessary steps to develop an Internet connection, link or website for pharmacies and wholesale providers of prescription drugs to uninsured or underinsured residents and a process for certifying those pharmacies and wholesale providers;
- C. Development of procedures for ensuring the health and safety of participants in the reimportation program;
- D. Review of relevant state laws and rules, including pharmacy licensing laws, and determination of necessary legislation; and
- E. Assessment of other access, quality, safety and economic issues related to the design and operation of a reimportation program.

3. The Governor's Office of Health Policy and Finance must provide necessary staffing services to the committee.

4. The committee shall report to the Joint Standing Committee on Health and Human Services by January 15, 2006 or 30 days after the adjournment of the United States Congress, whichever occurs later.