

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**FIRST SPECIAL SESSION**  
**October 23, 2017 to November 6, 2017**

**SECOND REGULAR SESSION**  
**January 3, 2018 to May 2, 2018**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**FEBRUARY 5, 2018**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 1, 2018**

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

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**Augusta, Maine**  
**2018**

G. A check cashing business or foreign currency exchange business registered under Title 32, chapter 80, subchapter 2.

**4. Penalty.** A person who fails to post a sign as required by subsection 3 commits a civil violation for which a fine of \$300 per violation must be adjudged.

**Sec. 5. Maine Revised Statutes headnote amended; revision clause.** In the Maine Revised Statutes, Title 17-A, chapter 13, in the chapter headnote, the words "kidnapping and criminal restraint" are amended to read "kidnapping, criminal restraint and criminal forced labor" and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

See title page for effective date.

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**CHAPTER 417**

**H.P. 1325 - L.D. 1892**

**An Act To Clarify the Prescribing and Dispensing of Naloxone Hydrochloride by Pharmacists**

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

**Whereas,** the State is facing a crisis due to the number of deaths caused by opioid-related drug overdoses; and

**Whereas,** unanticipated confusion has arisen regarding the application of recently enacted laws that are intended to decrease the risks of opioid-related fatalities; and

**Whereas,** this legislation clarifies a perceived ambiguity in order to facilitate the unimpeded and expedient implementation of these critically important laws in order to save lives; 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. 22 MRSA §2353, sub-§2, ¶A-1,** as enacted by PL 2015, c. 508, §2 and amended by PL 2017, c. 364, §2, is repealed and the following enacted in its place:

A-1. A pharmacist may prescribe and dispense naloxone hydrochloride in accordance with proto-

cols established under Title 32, section 13815 to an individual of any age at risk of experiencing an opioid-related drug overdose.

**Sec. 2. 22 MRSA §2353, sub-§2, ¶A-2,** as enacted by PL 2017, c. 249, §1 and repealed by c. 364, §3, is repealed.

**Sec. 3. 22 MRSA §2353, sub-§2, ¶C-1,** as enacted by PL 2015, c. 508, §2 and amended by PL 2017, c. 364, §4, is repealed and the following enacted in its place:

C-1. A pharmacist may prescribe and dispense naloxone hydrochloride in accordance with protocols established under Title 32, section 13815 to a person of any age who is a member of an individual's immediate family or a friend of the individual or to another person in a position to assist the individual if the individual is at risk of experiencing an opioid-related drug overdose.

**Sec. 4. 22 MRSA §2353, sub-§2, ¶C-2,** as enacted by PL 2017, c. 249, §1 and repealed by c. 364, §5, is repealed.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 2, 2018.

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