



# 125th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2011

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Legislative Document

No. 31

H.P. 24

House of Representatives, January 6, 2011

**An Act To Protect the Safety of Maine Children by Requiring the  
Express Consent of a Legal Guardian To Dispense Prescription  
Medication to a Minor**

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Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Clerk

Presented by Representative CEBRA of Naples.  
Cosponsored by Senator SNOWE-MELLO of Androscoggin and  
Representatives: CRAFTS of Lisbon, ESPLING of New Gloucester, O'CONNOR of Berwick,  
OLSEN of Phippsburg, PARRY of Arundel, SARTY of Denmark, SIROCKI of Scarborough,  
TIMBERLAKE of Turner.

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

2 **Sec. 1. 22 MRSA §2699-A** is enacted to read:

3 **§2699-A. Dispensing prescription drugs to minors**

4 A prescription drug may not be dispensed to a minor without the express consent of  
5 the minor's parent or legal guardian except under one of the following conditions:

6 **1. Living independent of parental support.** The minor has lived separately from  
7 both of the minor's parents or any legal guardian for at least 60 days and is independent of  
8 parental or guardian support;

9 **2. Married.** The minor is or was married;

10 **3. Serving in the Armed Forces.** The minor is or was a member of the Armed  
11 Forces of the United States; or

12 **4. Emancipated.** The minor has been emancipated pursuant to Title 15, section  
13 3506-A or has been legally emancipated in another jurisdiction.

14 **SUMMARY**

15 This bill prohibits dispensing prescription drugs to a minor without express consent  
16 from the minor's parent or legal guardian unless the minor is living independently of  
17 parental or guardian support, is or was married, is or was serving in the Armed Forces of  
18 the United States or has been legally emancipated.