APPROVED
MARCH 3, 2026
BY GOVERNOR

CHAPTER
544
PUBLIC LAW

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-SIX

H.P. 1349 - L.D. 2019

An Act to Amend the Laws Governing Licensure of Wholesalers and Manufacturers Under the Maine Pharmacy Act

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

Whereas, wholesalers and manufacturers doing business in this State are currently required to submit registration information from the United States Department of Justice, Drug Enforcement Administration and registration information from the United States Food and Drug Administration to the Maine Board of Pharmacy as a qualification for initial licensure; and

Whereas, this legislation is necessary to make statutory corrections authorizing the Maine Board of Pharmacy to grant licenses to wholesalers and manufacturers who have not yet obtained the appropriate federal registration number at the time of application for initial licensure; and

Whereas, this legislation must take effect before the end of the 90-day period to address, as soon as possible, the health and welfare of the citizens of this State; 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 §13742-A, sub-§1, ¶F, as amended by PL 2021, c. 303, §3, is further amended to read:

F. A violation of section 13800-B; ~~or~~

Sec. 2. 32 MRSA §13742-A, sub-§1, ¶G, as enacted by PL 2021, c. 303, §4, is amended to read:

G. A violation of section 13725~~.~~<u>; or</u>

Sec. 3. 32 MRSA §13742-A, sub-§1, ¶H is enacted to read:

H. Failing to file with the board an applicable registration number described in section 13758, subsection 4, paragraph B once that applicable registration number is obtained.

Sec. 4. 32 MRSA §13758, sub-§4, as amended by PL 2007, c. 402, Pt. DD, §28, is repealed and the following enacted in its place:

4. Form. License forms must state:

A. The applicant's name, address, day phone, 24-hour phone, ownership status and manufacturer or wholesaler designation;

B. The applicant's United States Department of Justice, Drug Enforcement Administration registration number and the applicant's United States Food and Drug Administration registration number, as applicable, if the applicant has obtained the registration number at the time the form is executed; and

C. The date the form is executed.

License forms must be executed by an owner or officer of the manufacturer or wholesaler, providing printed name and title.

If, at the time the form is executed, the applicant has not obtained a registration number described in paragraph B that is applicable to the applicant, the applicant shall file that registration number with the board once the registration number is obtained.

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