

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 684

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Zirkin” and substitute “Zirkin, Boutin, Costa, Elliott, Kach, Morhaim, Redmer, and Rosenberg”; in line 2, strike “and Pharmacies”; in the same line, strike “Advice of” and substitute “Information on”; in line 3, strike “an employee of a pharmacy or”; in the same line, strike “advise” and substitute “inform retail”; strike beginning with “an” in line 4 down through “or” in line 5; in line 5, strike “advise” and substitute “inform retail”; in the same line, after “the” insert “approximate”; and in line 6, after the second “drugs” insert “; requiring the Board to adopt procedures to assure compliance with this Act; providing for certain exceptions to the requirements of this Act; and generally relating to providing information on generic drug options”.

AMENDMENT NO. 2

On page 1, in line 18, after “(B)” insert “(1)”; strike beginning with “AN” in line 18 down through “OR” in line 19; in lines 19 and 20, in each instance, strike “ADVISE THE” and substitute “INFORM A RETAIL”; in line 19, after “CONSUMER” insert “TO THE BEST OF THE PHARMACIST’S KNOWLEDGE”; in line 20, after the second “THE” insert “APPROXIMATE”; and after line 21, insert:

“(2) THE BOARD SHALL ADOPT PROCEDURES FOR:

(I) A CONSUMER TO NOTIFY THE BOARD WHEN A PHARMACIST FAILS TO PROVIDE THE INFORMATION REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION; AND

(II) ADVISING A PHARMACIST TO BRING THE PHARMACIST INTO COMPLIANCE WITH THE REQUIREMENTS OF PARAGRAPH (1) OF THIS SUBSECTION.

(Over)

(3) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY:

(I) TO A PRESCRIPTION THAT IS WRITTEN FOR A GENERIC  
DRUG;

(II) WHEN THE AUTHORIZED PRESCRIBER STATES EXPRESSLY  
THAT THE PRESCRIPTION IS TO BE DISPENSED ONLY AS DIRECTED;

(III) TO A PHARMACIST WHO WORKS IN A PHARMACY,  
WHETHER CENTRALIZED OR DECENTRALIZED, WHICH PRIMARILY SERVES PUBLIC  
OR PRIVATE INSTITUTIONAL RECIPIENTS; OR

(IV) WHEN THE COST OF THE PRESCRIPTION IS REIMBURSED BY  
A THIRD PARTY PAYER, INCLUDING MEDICAL ASSISTANCE.”.