

# SENATE BILL 433

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8lr1574

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By: **Senators Pugh, Currie, Exum, Forehand, King, Klausmeier, Lenett, Madaleno, McFadden, Muse, Raskin, Robey, Rosapepe, and Peters**  
Introduced and read first time: January 31, 2008  
Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacy Permit Holders – Signs for Reporting Incorrectly Filled**  
3 **Prescriptions**

4 FOR the purpose of requiring pharmacy permit holders to post certain signs that  
5 inform consumers about how to report incorrectly filled prescriptions; requiring  
6 that certain signs be in a certain font; requiring that certain signs be positioned  
7 and readable at certain points where certain drugs are dispensed to consumers;  
8 and generally relating to pharmacy permit holders and signs.

9 BY repealing and reenacting, with amendments,  
10 Article – Health Occupations  
11 Section 12–403(b)(18) and (19)  
12 Annotated Code of Maryland  
13 (2005 Replacement Volume and 2007 Supplement)

14 BY adding to  
15 Article – Health Occupations  
16 Section 12–403(b)(20)  
17 Annotated Code of Maryland  
18 (2005 Replacement Volume and 2007 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article – Health Occupations**

22 12–403.

23 (b) Except as otherwise provided in this section, a pharmacy for which a  
24 pharmacy permit has been issued under this title:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   (18) (i) May maintain a record log of any prescription that is  
2 requested to be filled or refilled by a patient in accordance with the provisions of Title  
3 4, Subtitle 3 of the Health – General Article;

4                   (ii) If the prescription record of a patient includes the patient's  
5 Social Security number, shall keep the Social Security number confidential;

6                   (iii) May not list in the record log the type of illness, disability, or  
7 condition that is the basis of any dispensing or distribution of a drug by a pharmacist;  
8 and

9                   (iv) May not list a patient's Social Security number, illness,  
10 disability, or condition, or the name and type of drug received in the record log if the  
11 log is available to other pharmacy customers; [and]

12                   (19) May not allow an unauthorized individual to represent that the  
13 individual is a pharmacist or registered pharmacy technician[.]; AND

14                   **(20) SHALL POST A SIGN THAT:**

15                   **(I) INFORMS CONSUMERS ABOUT HOW TO REPORT AN**  
16 **INCORRECTLY FILLED PRESCRIPTION;**

17                   **(II) IS IN 18 POINT TYPE; AND**

18                   **(III) IS CONSPICUOUSLY POSITIONED AND READABLE BY**  
19 **CONSUMERS AT THE POINT WHERE PRESCRIPTION DRUGS ARE DISPENSED TO**  
20 **CONSUMERS.**

21                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
22 October 1, 2008.