

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 242

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Raskin” and substitute “Raskin, and Klausmeier”; in line 2, strike “Pharmacy Permit Holders – Signs for Reporting” and substitute “Dispensation of Prescription Medication – Provision of Information Relating to”; in line 4, after “of” insert “specifying that certain dentists, physicians, and podiatrists are not prohibited from preparing and dispensing certain prescriptions when the dentists, physicians, and podiatrists post certain signs or include certain information with certain prescriptions;”; strike beginning with “post” in line 4 down through “include” in line 5 and substitute “provide”; in line 6, after “regulations” insert “by posting certain signs or including certain information with certain prescriptions”; strike beginning with “requiring” in line 6 down through “consumers;” in line 8 and substitute “requiring the State Board of Pharmacy to waive certain requirements of this Act for certain pharmacies; requiring certain pharmacies to comply with certain provisions of this Act;”; strike beginning with “pharmacy” in line 8 down through “signs” in line 9 and substitute “the provision of information relating to the process for resolving incorrectly filled prescriptions”; in line 12, after “Section” insert “12-102(c)(2)(i) and”; in the same line, after “(19)” insert “and (f)(9)”; and in line 17, after “12-403(b)(20)” insert “and (c)(3)”.

AMENDMENT NO. 2

On page 1, after line 22, insert:

“12-102.

(c) This title does not prohibit:

(2) A licensed dentist, physician, or podiatrist from personally preparing and dispensing the dentist’s, physician’s, or podiatrist’s prescriptions when:

(Over)

(i) The dentist, physician, or podiatrist:

1. Has applied to the board of licensure in this State which licensed the dentist, physician, or podiatrist;

2. Has demonstrated to the satisfaction of that board that the dispensing of prescription drugs or devices by the dentist, physician, or podiatrist is in the public interest; [and]

3. Has received a written permit from that board to dispense prescription drugs or devices except that a written permit is not required in order to dispense starter dosages or samples without charge; AND

4. POSTS A SIGN CONSPICUOUSLY POSITIONED AND READABLE REGARDING THE PROCESS FOR RESOLVING INCORRECTLY FILLED PRESCRIPTIONS OR INCLUDES WRITTEN INFORMATION REGARDING THE PROCESS WITH EACH PRESCRIPTION DISPENSED.”.

AMENDMENT NO. 3

On page 2, strike beginning with “**POST**” in line 14 down through “**INCLUDES**” in line 15 and substitute “**PROVIDE**”; strike beginning with the semicolon in line 17 down through “**IS**” in line 18 and substitute “**BY:**”

(I) POSTING A SIGN THAT IS”;

and in line 20, after “**CONSUMERS**” insert “**; OR**”

(II) INCLUDING WRITTEN INFORMATION REGARDING THE PROCESS WITH EACH PRESCRIPTION DISPENSED”.

AMENDMENT NO. 4

On page 2, after line 20, insert:

“(c) (3) THE BOARD SHALL WAIVE THE REQUIREMENTS OF SUBSECTION (B)(20) OF THIS SECTION FOR A PHARMACY OWNED AND OPERATED BY A HOSPITAL, NURSING FACILITY, OR CLINIC TO WHICH THE

**PUBLIC DOES NOT HAVE ACCESS TO PURCHASE PHARMACEUTICALS ON A RETAIL BASIS.**

- (f) A nonresident pharmacy shall:
- (9) Comply with the requirements of subsection (b)(17) AND (20) of this section.".