

HOUSE BILL 3

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11r0373

(PRE-FILED)

By: **Delegate Valderrama**

Requested: September 20, 2010

Introduced and read first time: January 12, 2011

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacies – Taking Back and Disposing of Unused Drugs**

3 FOR the purpose of requiring certain pharmacies to take back and dispose of certain
4 drugs in accordance with certain guidelines; and generally relating to
5 pharmacies and the taking back of and the disposal of certain drugs.

6 BY repealing and reenacting, with amendments,
7 Article – Health Occupations
8 Section 12–403(b)(19) and (20)
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2010 Supplement)

11 BY adding to
12 Article – Health Occupations
13 Section 12–403(b)(21)
14 Annotated Code of Maryland
15 (2009 Replacement Volume and 2010 Supplement)

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

18 **Article – Health Occupations**

19 12–403.

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

22 (19) May not allow an unauthorized individual to represent that the
23 individual is a pharmacist or registered pharmacy technician; [and]

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (20) Shall provide information regarding the process for resolving
2 incorrectly filled prescriptions in accordance with existing regulations by:

3 (i) Posting a sign that is conspicuously positioned and readable
4 by consumers at the point where prescription drugs are dispensed to consumers; or

5 (ii) Including written information regarding the process with
6 each prescription dispensed; AND

7 **(21) SHALL TAKE BACK AND DISPOSE OF UNUSED PRESCRIPTION**
8 **AND NONPRESCRIPTION DRUGS IN ACCORDANCE WITH GUIDELINES**
9 **ESTABLISHED BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION.**

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2011.