

Department of Legislative Services  
Maryland General Assembly  
2016 Session

FISCAL AND POLICY NOTE  
First Reader

House Bill 826 (Delegate Adams, *et al.*)  
Health and Government Operations

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Prescription Drug Repository Program - Repository Inventory Requirement -  
Revision

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This bill requires a repository that participates in the prescription drug repository program to maintain a separate inventory of donated prescription drugs and medical supplies *that the repository intends to dispense* rather than a separate inventory of all donated prescription drugs and medical supplies.

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Fiscal Summary

**State Effect:** Any additional workload on the State Board of Pharmacy can be handled with existing budgeted resources.

**Local Effect:** None.

**Small Business Effect:** Minimal operational impact on small business pharmacies that voluntarily participate in the program.

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Analysis

**Current Law:** Chapter 287 of 2006 established a prescription drug repository program regulated by the State Board of Pharmacy. The program accepts donated prescription drugs for the purpose of dispensing them to needy patients in the State. However, prescription drugs can only be donated if they are in unopened, sealed, and tamper-evident unit dose packaging and have an expiration date at least 90 days from the date the drug is donated.

Chapters 546 and 547 of 2011 expanded the scope of the program to allow the acceptance of prescription drugs and medical supplies returned to a pharmacy for proper disposal

(rather than donation). Each pharmacy for which a pharmacy permit has been issued must dispose of returned prescription drugs or medical supplies in accordance with program policies.

A licensed pharmacy in good standing with the board may voluntarily participate in the program as a repository. A repository must, among other requirements, maintain a separate inventory of donated prescription drugs and medical supplies. A repository must dispense donated prescription drugs and medical supplies only (1) to an individual who meets specified requirements; (2) on a new prescription (for prescription drugs or medical devices); and (3) in accordance with State and federal laws regarding storage, distribution, and dispensing of prescription drugs and confidentiality of patient information.

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### **Additional Information**

**Prior Introductions:** None.

**Cross File:** None.

**Information Source(s):** Department of Health and Mental Hygiene, Department of Legislative Services

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