

SENATE BILL 298

J2

(11r0732)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Health and Government Operations* —

Introduced by **Senator Reilly**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this _____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **State Board of Pharmacy – Pharmacy Closure – Notice to Customers**
3 **(The Dennis Robin Act)**

4 FOR the purpose of requiring an owner of a pharmacy to ~~post or mail a~~ provide certain
5 notice of a closing of the pharmacy within a certain period of time; requiring the
6 notice to include certain information; requiring the State Board of Pharmacy to adopt
7 certain regulations; and generally relating to the closing of a pharmacy.

8 BY adding to

9 Article – Health Occupations

10 Section 12–513

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2020 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



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

3 **Article – Health Occupations**

4 **12-513.**

5 (A) BEFORE THE CLOSING OF A PHARMACY FOR MORE THAN 7
6 CONSECUTIVE DAYS, AT LEAST 14 DAYS BEFORE THE ANTICIPATED CLOSING OF THE
7 PHARMACY, THE OWNER OF THE PHARMACY SHALL PROVIDE NOTICE OF THE
8 CLOSING BY:

9 ~~(1) AT LEAST 30 DAYS BEFORE THE ANTICIPATED CLOSING OF THE~~
10 ~~PHARMACY, POSTING:~~

11 ~~(1)~~ (1) POSTING A NOTICE:

12 ~~(1)~~ 1. (I) THAT IS CONSPICUOUSLY POSITIONED IN THE
13 PHARMACY AND READABLE BY PHARMACY CUSTOMERS; AND

14 ~~(1)~~ 2. (II) IF APPLICABLE, ON THE PHARMACY'S WEBSITE;
15 AND

16 ~~(1)~~ (2) PROVIDING WRITTEN AND VERBAL NOTICE TO EACH
17 CUSTOMER WHO PICKS UP A PRESCRIPTION OR REFILL; OR

18 ~~(2) AT LEAST 14 DAYS BEFORE THE ANTICIPATED CLOSING OF THE~~
19 ~~PHARMACY, MAILING A NOTICE TO EACH PHARMACY CUSTOMER THAT HAS A~~
20 ~~CURRENT AND AUTHORIZED REFILL OF A PRESCRIPTION ON FILE WITH THE~~
21 ~~PHARMACY.~~

22 (B) EACH NOTICE ~~POSTED OR MAILED IN ACCORDANCE WITH SUBSECTION~~
23 ~~(A) OF THIS SECTION~~ SHALL INDICATE:

24 (1) THE DATE OF THE ANTICIPATED CLOSING OF THE PHARMACY, IF
25 AVAILABLE;

26 (2) THE NAME OF THE PHARMACY TO WHICH THE CLOSING
27 PHARMACY WILL TRANSFER PHARMACY CUSTOMERS' PRESCRIPTIONS AND
28 RECORDS; AND

29 (3) THAT A PHARMACY CUSTOMER MAY REQUEST THE CLOSING
30 PHARMACY TO SEND THE PHARMACY CUSTOMER'S PRESCRIPTIONS AND RECORDS
31 TO ANOTHER PHARMACY.

1 **(C) THE BOARD SHALL ADOPT REGULATIONS TO:**

2 **(1) DEFINE “CLOSING OF A PHARMACY”; AND**

3 **(2) PROVIDE EXCEPTIONS TO THE REQUIREMENTS OF THIS SECTION.**

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2021.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.