

## Section 6

# Pharmacy

Collaborative practice, prescriptive authority, immunizations, state pharmaceutical assistance programs (SPAP), drug importation, licensing – all of these areas and more have an impact on physicians and their ability to prescribe for their patients. The section breaks out Pharma legislation into the following categories for ease of reference.

### **Access – Assistance Programs – Medicare Supplemental Coverage**

We have seen states rise to the occasion to meet the needs of senior citizens in regard to the Medicare Part D program by providing assistance to meet financial needs during the “donut hole” when federal coverage stops and then picks up again once an expenditure threshold is met.

### **Collaborative Practice**

Pharmaceutical associations have been very interesting in revising the rules governing collaborative practice since the implementation of the Medicare Modernization Act. The MMA authorized pharmacists to bill for Medication Therapy Management Services when provided in collaboration with a physician. Some state legislation expands the ability of pharmacists to provide services including therapeutic substitution of physician orders. Legislation concerning collaborative practice should be screened carefully for patient impacts, prescription substitution, and pharmacists providing OTC screening tests.

### **Controlled Substances**

### **Dispensing – Refills – Prescription Requirements**

### **Donation – Charity Programs – Recycling**

### **Electronic Prescribing – Record Maintenance – Internet and/or On-Line**

### **Pharmacies**

### **Ethics in Marketing – Disclosure of Patient Information**

This marks a new area of interest for physicians. West Virginia was looking and regulatory enactment of disclosure by pharmaceutical representatives in regard to moneys spent on education and specifically expenditures incurred direct-to-physician. Initially the intent was to disclose how much was spent per physician and including the physician by name in reports which would then have been made available to the public. Disclosure is now a requirement in West Virginia but in aggregate rather than by individual physician. Disclosure legislation should be carefully reviewed to ensure that the target does not become the individual physician.

### **Fraud**

### **Insurance – Plan Benefits – Pharma Managers**



## **Immunizations**

Pharmacists have been seeking to expand into the area of providing immunization services since the expansion of flu vaccine distribution. Pharmacists have long purported their ability to provide these services and seek legislative authority to do so.

## **Importation**

States have sought the legislative ability to import pharmaceuticals – from Canada in particular – to deal with exponential increases in Medicaid prescriptive expenditures. Legislation has attempted to deal with the quality issue while granting states the ability to negotiate purchases in pools.

## **Licensure – Pharmaceutical Boards**

Attempts to expand pharmaceutical scope of practice are often legislated by expanding and/or revising legislation dealing with licensing boards. Legislation should be reviewed carefully for changes to statutes and language.

## **Medicaid – Medicaid Programs**

### **Medication Errors – Quality**

### **Special – Interim – Study Committees**

Legislative study committee represents the best opportunity to provide the family medicine perspective on pharmaceuticals. Look for opportunities to build relationships and provide testimony on issues of interest.

## **Miscellaneous Legislation**

## **AAFP Policies on Pharma –**

[Direct Mail Marketing by Pharmaceutical Manufacturers and Pharmacy](#)

### [Chains](#)

[Drugs – Includes following:](#)

- Anti-substitution Laws
- Consumer Access
- Disclosure (Formulary/Drug Substitution)
- Generic
- Generic Pricing
- Identification
- Pharmacists Dispensing
- Physician Dispensing
- Prescribing
- Physician Dispensing of Samples
- Prescription Drug Discount Cards
- Safety Packaging
- Syringes
- Testing and Selection
- Therapeutic Substitution

[Generic Drugs \(Position Paper\)](#)



[Pharmacists – Position Paper](#)  
[Pharmacists Right of Conscientious Objection](#)



## **Access -Assistance Programs - Medicare Supplemental Coverage**

- HI S 1420      COMPANION:            HI H 1262  
AUTHOR:             Baker [D]  
TITLE:                Medication for Persons with Mental Illness  
DISPOSITION:        Enacted  
ACT:                  239  
SUMMARY:  
Improves access to psychotropic medication for a Medicaid eligible person with mental illness; provides that no restriction or limitation on the coverage for, or a recipient's access to, psychotropic medication, provided that the medication is prescribed by a licensed psychiatrist or by a licensed physician in consultation with a licensed psychiatrist and without the requirement of any preauthorization procedure, provided the individual is in need of emergency psychiatric or psychological service.
- IL H 3794      SPONSOR:                Schock [R]  
TITLE:                Medicare Prescription Drug Benefit  
DISPOSITION:        Pending - Carryover  
SUMMARY:  
Amends the Public Aid Code. Provides that, pursuant to the implementation of a federal Medicare prescription drug benefit, the Department of Public Aid shall develop a new supplemental coverage program to help cover out-of-pocket expenses of individuals enrolled in the Medicare prescription drug benefit program. Provides guidelines for coverage under and eligibility for the program.
- IL H 3853      SPONSOR:                Mulligan [R]  
TITLE:                Medigap Premium Reimbursement  
DISPOSITION:        Pending - Carryover  
SUMMARY:  
Creates the Medigap Premium Reimbursement Act. Establishes the Medigap Premium Reimbursement Program, to be administered by the Department of Public Aid. Provides that under the program, a person who is 65 years of age or older and who purchases and pays the premiums for a policy of Medicare supplemental ("Medigap") insurance that contains a prescription drug benefit is entitled to receive \$25 per month from the State for each month that he or she pays those premiums.
- IL HR 169      SPONSOR:                Gordon [D]  
TITLE:                Prescription Drug Assistance Programs  
DISPOSITION:        Adopted  
SUMMARY:  
Encourages the Department on Aging to develop a streamlined program to help senior citizens understand the various prescription drug assistance programs that are available to them in this State.



KY H 181	BR: 401 SPONSOR: Nunn [R] TITLE: Prescription Drug Insurance Coverage DISPOSITION: Enacted CHAPTER: 213 SUMMARY: Provides that any health benefit plan that provides benefits for prescription drugs shall include an exceptions policy or an override policy that provides coverage for the refill of covered drug dispensed prior to the expiration of the insured's supply of the drug; provides that notice of existing written or electronic communications to pharmacies doing business with the insurer, the pharmacy benefit manager and to the insured regarding the exceptions policy or override policy.
LA HCR 231	AUTHOR: Glover [D] TITLE: Pharmacy Access Program DISPOSITION: Adopted SUMMARY: Authorizes and directs the Department of Health and Hospitals to develop and implement a statewide pharmacy access program.
MA HD 728	AUTHOR: Teahan [D] TITLE: Prescription Drug Coverage DISPOSITION: Pending SUMMARY: Reduces lapses in prescription drug coverage.
MN H 2277	COMPANION: MN S 2083 AUTHOR: Eken [DFL] TITLE: Statewide Elderly Waiver Services DISPOSITION: Failed - Adjourned SUMMARY: Relates to human services; extends implementation of statewide elderly waiver services covered under the prepaid medical assistance program; specifies the evaluation of collaborative service models.
MN S 2083	COMPANION: MN H 2277 AUTHOR: Sparks [DFL] TITLE: Human Services DISPOSITION: Failed - Adjourned SUMMARY: Relates to Human Services, and extends implementation of statewide elderly waiver services covered under the prepaid medical assistance program. Specifies the evaluation of collaborative service models.
NV BDR 67 (2007)	AUTHOR: Office of Wiener TITLE: Office for Consumer Health Assistance Webpage DISPOSITION: Pending SUMMARY: Requires Office for Consumer Health Assistance to maintain webpage to provide certain information to consumers concerning prescription drugs and pharmaceutical services.



- NY S 351      SPONSOR:                      Kruger [D]  
                   TITLE:                                Medicare Patients Generic Drug Substitute  
                   DISPOSITION:                   Pending  
                   SUMMARY:  
                   Requires the prescription and dispensing of generic drugs for Medicare patients where a generic drug substitute is available; provides that such prescription and dispensing shall be made accordance with standards established by the Secretary of the United States Department of Health and Human Services.
- OK S 547      AUTHOR:                            Adelson [D]  
                   TITLE:                                Prescription Drug Discount Program Act  
                   DISPOSITION:                   Enacted  
                   SUMMARY:  
                   Creates the Prescription Drug Discount Program Act of 2005; requires the Health Care Authority to contract with specified entities; specifies a preference; specifies components of the prescription drug discount program; specifies methodology for determining annual salary of the Board of Pharmacy; utilizes Medicaid reimbursement.
- PA S 808      PN:                                    1888  
                   AUTHOR:                            Armstrong [R]  
                   TITLE:                                Patient Pharmaceuticals Access  
                   DISPOSITION:                   Pending  
                   SUMMARY:  
                   Provides for long-term care patient access to pharmaceuticals. Relates to a form authorizing a long-term care facility to administer a drug from a drug source facility outside the long-term care facility. Confers powers and duties on the State Board of Pharmacy to develop the form and publish a notice in the Pennsylvania Bulletin that the form has been developed.
- PA H 1022     PN:                                    3584  
                   AUTHOR:                            Boyd [R]  
                   TITLE:                                Long Term Care Pharmaceutical Access  
                   DISPOSITION:                   Pending  
                   SUMMARY:  
                   Provides for long-term care patient access to pharmaceuticals and a mechanism whereby certain patients have access to low cost drugs if they reside in a long-term care facility. Establishes powers and duties of the State Board of Pharmacy to regulate long-term care patient access to pharmaceuticals. Requires a study regarding patients in long-term care facilities receiving lower-cost pharmaceuticals. Provides for screening, prescriptions and patient signatures.
- SC S 152      AUTHOR:                            Elliott [D]  
                   TITLE:                                Medicare Pharmacy Benefits  
                   DISPOSITION:                   Failed - Adjourned  
                   SUMMARY:  
                   Requires a pharmacist to only charge Medicaid prescription rates, plus a dispensing fee, when filling prescriptions for persons receiving Medicare benefits.



- TN H 1409      SAME AS:                      TN S 1441  
AUTHOR:                         Bowers [D]  
TITLE:                             Pharmacy, Pharmacists  
DISPOSITION:                 Failed - Adjourned  
SUMMARY:  
Concerns Pharmacy, Pharmacists; enacts the Tennessee Pharmaceutical Availability and Affordability Act.
- TN H 3558      AUTHOR:                         Kernell [D]  
TITLE:                             Pharmacy, Pharmacists  
DISPOSITION:                 Failed - Adjourned  
SUMMARY:  
Concerns Pharmacy, Pharmacists; authorizes pharmacists under the Tennessee Affordable Drug Act of 2005 to dispense a more expensive generic equivalent drug covered under the patient's drug plan, if the prescriber prescribes the least expensive generic equivalent and the patient requests and is willing to pay the difference between the more expensive and least expensive generic equivalent prescribed.
- TN S 1360      SAME AS:                         TN H 1410  
AUTHOR:                         Henry [D]  
TITLE:                             Health Care  
DISPOSITION:                 Failed - Adjourned  
SUMMARY:  
Concerns Health Care; enacts Tennessee Affordable Drug Act of 2005; modifies criminal law relative to dispensing generic equivalents of prescription drugs.
- TN S 2308      SAME AS:                         TN H 2324  
AUTHOR:                         Kyle [D]  
TITLE:                             Pharmacy, Pharmacists  
DISPOSITION:                 Failed - Adjourned  
SUMMARY:  
Concerns Pharmacy, Pharmacists; specifies that prescription must include instructions regarding generic substitutions in circumstances where a generic equivalent cannot be safely substituted for a prescribed drug; clarifies authority of pharmacist to dispense generic drug unless the physician's prescription indicates "dispense as written" or "no substitution allowed".
- TN S 3007      AUTHOR:                         Herron [D]  
TITLE:                             Disabled Persons  
DISPOSITION:                 Enacted  
CHAPTER #:                     846  
SUMMARY:  
Concerns Disabled Persons; exempts certain home-based assistance services or facilities from licensure requirements as a mental health and development disabilities service or facility; and exempts the administration of prescription medication to certain individuals by such service or facility from the practice of nursing.



VT H 873      AUTHOR:                    Human Services Cmt  
TITLE:                      Pharmacy Program Transition Protection  
DISPOSITION:            Enacted  
ACT:                        95  
SUMMARY:  
Provides procedural protections for individuals eligible for Medicare part D and the state pharmacy programs who are unable to access Medicare coverage due to continuing operational problems to ensure that pharmacists provide immediate referrals and transitional prescriptions to meet an individual's immediate medication needs while the drug coverage problem is resolved.

WV H 3265      SPONSOR:                  Armstead [R]  
TITLE:                      Senior Citizens Prescription Drug Subsidy Program  
DISPOSITION:            Failed - Adjourned  
SUMMARY:  
Relates to the Senior Citizens Prescription Drug Subsidy Program.

### ***Collaborative Practice***

DE H 51        PRIMARY SPONSOR:        Wagner [R]  
TITLE:                      Practice of Pharmacy  
DISPOSITION:            Pending  
SUMMARY:  
Amends Title 24 of the Code relating to the practice of pharmacy by allowing patients increased access to flu and pneumonia vaccines; allows pharmacists to work closely with a patient's physician to be proactive to improve patient health outcomes; provides for participation in drug therapy management.

KY H 673        BR:                         1959  
SPONSOR:                Burch [D]  
TITLE:                      Pharmacists  
DISPOSITION:            Failed - Adjourned  
SUMMARY:  
Relates to pharmacists; adds clinical pharmacist specialists to definition of practitioner and to the definition of prescription; specifies requirements for administrative regulations for certification for clinical pharmacist specialists, require proof of continuing education for certificate renewal, require collaborative agreement with a physician, and require the board to establish an advisory committee to review and recommend actions relating to clinical pharmacist specialists.

LA S 679        AUTHOR:                    McPherson [D]  
TITLE:                      Health Care  
DISPOSITION:            Enacted  
ACT:                        627  
SUMMARY:  
Relates to pharmacy practice; provides for definitions; provides for pharmacy collaborative drug therapy management; relates to the Board of Medical Examiners and the Board of Pharmacy.



MA H 2689	AUTHOR: Koutoujian [D] TITLE: Drug Therapy Management DISPOSITION: Pending SUMMARY: Establishes collaborative drug therapy management to improve pharmaceutical care for patients.
MA H 4729	AUTHOR: Joint Public Health TITLE: Drug Therapy Management DISPOSITION: Pending SUMMARY: Establishes collaborative drug therapy management to improve pharmaceutical care for patients in Massachusetts.
MA HD 2516	AUTHOR: Koutoujian [D] TITLE: Collaborative Drug Therapy Management DISPOSITION: Pending SUMMARY: Establishes collaborative drug therapy management to improve pharmaceutical care for patients.
MA S 382	FILED AS: MA SD 955 AUTHOR: Creedon [D] TITLE: Physicians and Pharmacists Collaborative Practice DISPOSITION: Pending SUMMARY: Authorizes collaborative practice between physicians and pharmacists for certain patients therapy.
MA S 408	FILED AS: MA SD 144 AUTHOR: Moore [D] TITLE: Collaborative Drug Therapy Management DISPOSITION: Pending SUMMARY: Establishes collaborative drug therapy management to improve pharmaceutical care for patients in Massachusetts.
MA S 2691	AUTHOR: Senate Floor TITLE: Collaborative Drug Therapy Management DISPOSITION: Pending SUMMARY: Establishes collaborative drug therapy management to improve pharmaceutical care for patients in Massachusetts.
MA SD 144	FILED AS: MA S 408 AUTHOR: Moore [D] TITLE: Drug Therapy Management DISPOSITION: Pending SUMMARY: Concerns drug therapy management.



- MN H 979      COMPANION:            MN S 973  
AUTHOR:                    Abeler [R]  
TITLE:                        Medical Assistance  
DISPOSITION:              Failed - Adjourned  
SUMMARY:  
Relates to medical assistance; requires medical assistance to cover medication therapy management services.
- MO H 1515      SPONSOR:                    Behnen [R]  
TITLE:                        Physician Collaborative Agreement Disclosures  
DISPOSITION:              Enacted  
SUMMARY:  
Requires a report to the State Board of Registration for the Healing Arts of any collaborative practice or physician assistant agreement entered into by physician; requires this information be made available to the public.
- NH H 115        AUTHOR:                     Wendelboe [R]  
TITLE:                        Collaborative Practice Agreements  
DISPOSITION:              Enacted  
CHAPTER:                    164.  
SUMMARY:  
Allows licensed pharmacists to enter into collaborative practice agreements with medical practitioners for certain patient care functions.
- NY A 5891        SAME AS:                    NY S 2862  
SPONSOR:                    Canestrari [D]  
TITLE:                        Collaborative Drug Therapy  
DISPOSITION:              Pending  
SUMMARY:  
Authorizes pharmacists to perform collaborative drug therapy management with physicians in certain settings.
- NY S 2862        SAME AS:                    NY A 5891  
SPONSOR:                    LaValle [R]  
TITLE:                        Collaborative Drug Therapy  
DISPOSITION:              Pending  
SUMMARY:  
Authorizes pharmacists to perform collaborative drug therapy management with physicians in certain settings.

**Controlled Substances**

- AL H 153        COMPANION:                AL S 102, AL S 222  
AUTHOR:                    Johnson [R]  
TITLE:                        Long Term Care  
DISPOSITION:              Enacted  
ACT:                         2006-183  
SUMMARY:  
Relates to emergency controlled substances for long term care facility residents; hospice patients, home care patients; concerns dispensing of Schedule II controlled substance authorized by oral prescription under emergency circumstances and followed by a written prescription within seven days.



GA H 246 AUTHOR: Graves D [R]  
TITLE: Prescription Drug Orders  
DISPOSITION: Enacted  
ACT: 588  
SUMMARY:  
Relates to grounds for suspension, revocation, or refusal to grant licenses by the State Board of Pharmacy; revises provisions relating to selling, distributing, and delivering prescription drugs by mail or other common carriers; relates to dispensing prescription drugs, electronically transmitting drug orders, refills, and Schedule II controlled substance prescriptions, so as to charge certain provisions relating to the electronic transmission of prescription drug orders.

HI H 1347 COMPANION: HI S 1100  
AUTHOR: Halford [R]  
TITLE: Pharmacists and Pharmacy  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Requires that any material, compound, mixture, or preparation that contains any quantity of pseudoephedrine be dispensed by a licensed pharmacist. Requires a person to show identification to acquire any such material, and requires a pharmacy to keep a record.

HI S 1100 COMPANION: HI H 1347  
AUTHOR: Baker [D]  
TITLE: Pseudoephedrine Permit and Sales  
DISPOSITION: Enacted  
ACT: 193  
SUMMARY:  
Provides that beginning on a certain date, any person transporting by any means more than three packages of any product the sale of which is restricted shall obtain a pseudoephedrine permit; provides that a pharmacy or retailer may dispense, sell or distribute without a prescription not more than three packages or not more than nine grams per transactions, of any product, mixture, or preparation containing a detectable quantity of pseudoephedrine, its salts, optical isomers or salts of optical isomers.

IL H 4300 SPONSOR: Rose [R]  
TITLE: Dextromethorphan Drug Sales  
DISPOSITION: Enacted  
PUBLIC ACT: 94-800  
SUMMARY:  
Amends the Controlled Substances Act. Provides that persons registered to manufacture or distribute controlled substances shall maintain adequate security and provide effective controls to guard against theft and diversion, but shall not otherwise be required to meet the physical security control requirements for Schedule V controlled substances containing pseudoephedrine or Schedule II controlled substances containing dextromethorphan. Exempts over-the-counter products containing dextromethorphan.



- IL H 5373      SPONSOR:                    Feigenholtz [D]  
 TITLE:                         Pain Control Immunity Act  
 DISPOSITION:                Pending  
 SUMMARY:  
 Creates the Pain Control Immunity Act. Provides immunity for a health care provider who in good faith and pursuant to reasonable professional standards administers, prescribes, or dispenses medication or procedures to relieve a qualified patient's pain even though the medications or procedure could hasten or increase the risk of the patient's death, unless the medications are intended to cause death.
- IL S 273        SPONSOR:                    Haine [D]  
 TITLE:                         Methamphetamine Precursor Control  
 DISPOSITION:                Enacted  
 PUBLIC ACT:                 94-694  
 SUMMARY:  
 Creates the Methamphetamine Precursor Control Act. Provides for administration, dispensing or distribution of targeted methamphetamine precursors by a pharmacist, authorized prescriber, drug abuse treatment program, pharmacy, retail distributor meeting certain requirements or a distributor authorized to distribute bulk quantities of a List 1 chemical. Amends the Controlled Substances Act. Repeals the Methamphetamine precursor Retail Sale Control Act. Provides for labels and health warnings.
- IL S 2391      SPONSOR:                    Haine [D]  
 TITLE:                         Methamphetamine Precursor Control Act  
 DISPOSITION:                Enacted  
 PUBLIC ACT:                 94-830  
 SUMMARY:  
 Amends the Controlled Substances Act and the Methamphetamine Precursor Control Act. Allows persons to provide small quantities of targeted methamphetamine precursors to immediate family or household members for legitimate medical purposes. Provides that training requirements of employees of a retail distributor of any targeted methamphetamine precursor apply to the distribution of convenience packages away from pharmacy counters. Amends the Community Protection Act. Regulates anhydrous ammonia.
- LA H 693        AUTHOR:                      Johns [R]  
 TITLE:                         Control Substance  
 DISPOSITION:                Enacted  
 ACT:                             834  
 SUMMARY:  
 Transfers the authority to issue controlled dangerous substances licenses from the Department of Health and Hospitals to the Board of Pharmacy.



LA S 48            AUTHOR:                    Fontenot [R]  
 TITLE:                    Control Danger Substance  
 DISPOSITION:            Enacted  
 ACT:                      565  
 SUMMARY:  
 Provides that it is unlawful for any person to possess a legend drug except with a prescription; stipulates that this does not apply to possession by drug wholesalers or manufacturers, practitioners acting within the scope of their license, or a contract carrier or warehouseman; provides that any person who should know they are filling or issuing a prescription for a drug abuser are culpable; provides an exception for legitimate medical purposes such as a research program in a hospital or university.

LA S 467            AUTHOR:                    Fontenot [R]  
 TITLE:                    Controlled Dangerous Substances  
 DISPOSITION:            Enacted  
 ACT:                      600  
 SUMMARY:  
 Relates to prescriptions for controlled dangerous substances; requires the book, file, or electronic record of prescriptions to include a photo identification for every controlled dangerous substance that is filled, compounded, or dispensed as required in proposed law and requires the records to be open to inspection by law enforcement authorities; requires a pharmacy to notify law enforcement regarding fraudulent prescriptions for a controlled dangerous substance.

MA HD 4708        AUTHOR:                    Wallace [D]  
 TITLE:                    Pain Management Therapy and Oxycontin  
 DISPOSITION:            Pending  
 SUMMARY:  
 Relates to requiring pain management therapy prior to the issuance of a prescription for oxycontin.

MA S 1278         FILED AS:                 MA SD 118  
 AUTHOR:                   Moore [D]  
 TITLE:                    Medication Error Occurrence Reporting  
 DISPOSITION:            Pending  
 SUMMARY:  
 Relates to medication error occurrence reporting; provides administrative fines for failure to report the theft or loss of a controlled substance, or the administration of a drug in a manner which violates any provision of law.

MA SD 2328        AUTHOR:                    Tolman [D]  
 TITLE:                    Opioid Overdose Reporting and Substance Abuse  
 DISPOSITION:            Pending  
 SUMMARY:  
 Relates to substance abuse and mandatory opioid overdose reporting.



- MD S 624 AUTHOR: Colburn [R]  
 TITLE: Maryland Medical Assistance Program  
 DISPOSITION: Enacted  
 CHAPTER: 264  
 SUMMARY:  
 Authorizes a prescription, except a prescription for a prescription drug containing a substance listed in schedule II or that is determined to present an emerging threat in the state because of increasing abuse or diversion, for an enrollee of the Maryland Medical Assistance Program to be written or oral; prohibits a pharmacist, when dispensing a drug to a Program enrollee, from dispensing a drug on an oral prescription unless the pharmacist promptly writes out and files the prescription.
- MD S 901 AUTHOR: Harris [R]  
 TITLE: Prescription Drug Violations  
 DISPOSITION: Failed - Adjourned  
 SUMMARY:  
 Increases the penalty for the first violation and altering the classification from a misdemeanor to a felony and increasing the penalty for a subsequent violation of the crime of dispensing, giving, selling, possessing, or controlling a specified preparation containing opium or an opium derivative without a valid prescription.
- ME H 14 LD: 9  
 AUTHOR: Pingree [D]  
 TITLE: Prescription Data Regulation Review  
 DISPOSITION: Enacted  
 CHAPTER: 36  
 SUMMARY:  
 (Resolve)Provides for legislative review of Chapter 11: Registration, Collection and Dissemination of Prescription Data Relating to Schedule II, III and IV Drugs, a major substantive rule of the Department of Health and Human Services, Office of Substance Abuse.
- ME H 819 LD: 1190  
 AUTHOR: Perry [D]  
 TITLE: Controlled Substances Board  
 DISPOSITION: Enacted  
 CHAPTER: 102  
 SUMMARY:  
 Establishes the Controlled Substances Board to assist in the regulation of controlled substances; provides for membership and a feasibility review.
- ME LR 993 AUTHOR: Campbell [R]  
 TITLE: Oxycodone Hydrochloride  
 DISPOSITION: Failed - Adjourned  
 SUMMARY:  
 Restricts the use of oxycodone hydrochloride to persons who are terminally ill.



ME S 523 LD: 1507  
AUTHOR: Mills [R]  
TITLE: Methamphetamines  
DISPOSITION: Failed  
SUMMARY:  
Requires that only licensed retailers dispense pseudoephedrine, that the amount of pseudoephedrine dispensed be limited to 9 grams per day per person and that pseudoephedrine be dispensed only when the recipient of the product has been identified. Requires that retailers maintain a log of persons to whom pseudoephedrine is dispensed, and imposes a fine of not more than \$300 for a violation of any of these requirements.

MI H 5103 SPONSOR: Caswell [R]  
TITLE: Controlled Substances  
DISPOSITION: Pending  
SUMMARY:  
Allows partial dispensing of schedule 2 controlled substances in certain circumstances.

MN S 2899 COMPANION: MN H 3264  
AUTHOR: Berglin [DFL]  
TITLE: Health  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to health; establishes a controlled substances reporting program; provides for disciplinary action.

MO S 797 SPONSOR: Crowell [R]  
TITLE: Prescription Monitoring Program  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Provides for a prescription monitoring program in the Department of Health and Human Services to monitor prescribing and dispensing of all Schedule II through Schedule V controlled substances by all licensed professionals in the state; provides that the department may contract with other state agencies or private vendors to implement the provisions; authorizes the release of non-personal, general information for statistical, educational and research purposes.

MO S 835 SPONSOR: Engler [R]  
TITLE: Drug Prescriptions  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Requires practitioners licensed and authorized to prescribe controlled substances to issue all written prescriptions; requires prescriptions to be legibly printed or typed, dated with the month in textual letters, signed by the practitioner on the day issued; provides the prescriptions shall also contain the practitioner's name, the strength and quantity of the prescribed drug and drug usage instructions.



NH H 494      AUTHOR:              Pilliod [R]  
 TITLE:                Controlled Substance Prescription Monitoring Program  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Establishes a commission to study creating a controlled substance prescription monitoring program.

NH LSR 105    AUTHOR:              Pilliod [R]  
 TITLE:                Prescription Monitoring Program  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Creates a controlled substance prescription monitoring program.

NM H 211      AUTHOR:              Heaton [D]  
 TITLE:                Controlled Substances  
 DISPOSITION:        Enacted  
 CHAPTER:             16  
 SUMMARY:  
 Relates to controlled substances; includes Pseudoephedrine as a controlled substance; allows only licensed pharmacists, interns or technicians to sell Pseudoephedrine; provides limitations on the purchase of Pseudoephedrine.

NY A 639      SAME AS:            NY S 2073  
 SPONSOR:            Greene [D]  
 TITLE:                Schedule V Controlled Substance  
 DISPOSITION:        Pending  
 SUMMARY:  
 Makes ephedrine or any preparation thereof a Schedule V controlled substance requiring their sale b prescription through a pharmacist and excludes any FDA approved drug from the definition of imitation controlled substances; allows the Commissioner of Health to revise the schedule of controlled substances by regulation if the FDA has revised the federal schedule of controlled substances.

NY A 7643     SAME AS:            NY S 5016  
 SPONSOR:            Gottfried [D]  
 TITLE:                Administration of Pain Relieving Medications  
 DISPOSITION:        Pending  
 SUMMARY:  
 Requires health care professionals to order, prescribe, administer and dispense pain-relieving medications in accordance with professional standards and guidelines.

NY A 9190     SPONSOR:            Dinowitz [D]  
 TITLE:                Pseudoephedrine Sales  
 DISPOSITION:        Pending  
 SUMMARY:  
 Relates to the retail sale of pseudoephedrine and phenylpropanolamine; requires that any compound, mixture or preparation containing any detectable quantity of pseudoephedrine shall only be dispensed sold or distributed in a pharmacy by a licensed pharmacist or licensed pharmacy technician.



NY S 2073      SAME AS:            NY A 639  
                   SPONSOR:          Oppenheimer [D]  
                   TITLE:             Schedule V Controlled Substance  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Makes ephedrine or any preparation thereof a Schedule V controlled substance requiring their sale b prescription through a pharmacist and excludes any FDA approved drug from the definition of imitation controlled substances; allows the Commissioner of Health to revise the schedule of controlled substances by regulation if the FDA has revised the federal schedule of controlled substances.

NY A 10317      SPONSOR:          Quinn [R]  
                   TITLE:             Controlled Substance Prescription Tracking Program  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Establishes in the Department of Health a controlled substances prescription tracking program; requires pharmacists to electronically submit all prescriptions of controlled substances into a computerized central data system; authorizes the program to charge a fee for data retrieval and maintenance.

NY S 2037      SPONSOR:          Kruger [D]  
                   TITLE:             Controlled Substance Prescriptions  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Provides that no prescription for a controlled substance shall be on a prescription form which authorizes any other drug or controlled substances; provides that the total number of drugs, which may not exceed three, included on a single prescription form shall be indicated in a box on such form.

NY S 5016      SAME AS:            NY A 7643  
                   SPONSOR:          Hannon [R]  
                   TITLE:             Administration of Pain Relieving Medications  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Requires health care professionals to order, prescribe, administer and dispense pain-relieving medications in accordance with professional standards and guidelines.

NY S 7027      SPONSOR:          Stachowski [D]  
                   TITLE:             Controlled Substance Prescription Tracking Program  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Establishes in the department of health a controlled substances prescription tracking program; requires pharmacists to electronically submit all prescriptions of controlled substances into a computerized central data system; authorizes the program to charge a fee for data retrieval and maintenance.



OK S 546      AUTHOR:            Adelson [D]  
 TITLE:             Control Substances Regulation  
 DISPOSITION:     Enacted  
 ENACT:             40  
 SUMMARY:  
 Relates to professions and occupations and public health and safety; provides additional exemption from prohibition related to prescription orders relates to controlled dangerous substance registration requirements; expands list of persons who are not required to register and who may lawfully possess controlled dangerous drugs.

PA S 1121      PN:                  1891  
 AUTHOR:            Robbins [R]  
 TITLE:             Methamphetamine Underground Laboratories  
 DISPOSITION:     Pending  
 SUMMARY:  
 Provides for a program to address the illicit manufacture of methamphetamines in underground laboratories. Requires the Office of Attorney General to produce printed materials to be used by pharmacists and retailers for the education of employees about the use of precursor products to manufacture methamphetamine, potential purchasers to inform them of the dangers of the manufacture of methamphetamine, and the general public to increase awareness of methamphetamine and its impact on communities.

PA S 742      PN:                  902  
 AUTHOR:            Stack [D]  
 TITLE:             Controlled Substances Electronic Monitor  
 DISPOSITION:     Pending  
 SUMMARY:  
 Provides for an electronic system for monitoring controlled substances dispensed by a pharmacist. Requires every pharmacist within this Commonwealth to report to the Office of Attorney General data concerning drug prescriptions. Provides that any person who intentionally fails to transmit data to the office as required commits a misdemeanor of the third degree. Prohibits data disclosure to unauthorized persons. Prohibits any person from obtaining information from the system through fraudulent means.

RI H 5954      AUTHOR:            McNamara [D]  
 TITLE:             Uniform Controlled Substance Act  
 DISPOSITION:     Enacted  
 CHAPTER #:        104  
 SUMMARY:  
 Amends the Uniform Controlled Substance Act to eliminate drug dependent persons and to include a definition of a drug addict; redefines intractable pain and the therapeutic purpose of a controlled substance.



RI S 574      AUTHOR:            Sosnowski [D]  
 TITLE:             The Uniform Controlled Substance Act  
 DISPOSITION:     Enacted  
 CHAPTER #:        93  
 SUMMARY:  
 Amends the Uniform Controlled Substance Act to eliminate drug dependent persons and to include a definition of a drug addict; redefines intractable pain and the therapeutic purpose of a controlled substance; relates to prescriptions for controlled substances.

RI H 5076      AUTHOR:            Laroche [D]  
 TITLE:             Uniform Controlled Substance Act  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Require pharmacists, where a generic substitute is used, to indicate on the prescription label, the name of the generic substitute as well as the brand named substance for which the substitute is being used.

RI S 707        AUTHOR:            Roberts [D]  
 TITLE:             Uniform Controlled Substances  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Would make the disbursement of pseudoephedrine unlawful unless it is dispersed through a pharmacist. It would also make the possession of pseudoephedrine illegal if not obtained in conformance with this section. This act would take effect upon passage.

RI S 3081      AUTHOR:            Perry [D]  
 TITLE:             Food And Drugs  
 DISPOSITION:     Enacted  
 CHAPTER #:        2006-251  
 SUMMARY:  
 Allows more than a certain number of dosage units of controlled substances for schedules IV to be dispensed if a physician by prescription provides a certain supply.

SC H 3591      AUTHOR:            Brady [R]  
 TITLE:             Pseudoephedrine Scheduling  
 DISPOSITION:     Enacted  
 ACT:                275.  
 SUMMARY:  
 Includes in Schedule V any compound containing pseudoephedrine; requires such compounds to be dispensed only by a pharmacist, or pharmacy technician; requires a picture identification to purchase such compounds; authorizes the Department of Health and Environmental Control to exempt other products.



SC H 3788      AUTHOR:            Skelton [R]  
 TITLE:             Over the Counter Drugs  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Requires that over the counter drugs containing pseudoephedrine must be dispensed by a licensed pharmacist or a licensed pharmacy technician; provides a procedure for the sale of these drugs; provides that it is unlawful to possess a drug product containing ephedrine, pseudoephedrine, or phenylpropanolamine with the intent to use the drug product as a precursor to the manufacture of methamphetamine; relates to schedule V controlled substances.

SC H 3803      AUTHOR:            Edge [R]  
 TITLE:             Prescription Monitoring Act  
 DISPOSITION:    Enacted  
 ACT:                396.  
 SUMMARY:  
 Enacts the Prescription Monitoring Act authorizing the Department of Health and Environmental Control, Bureau of Drug Control to establish a program to monitor the prescribing and dispensing of specified schedule controlled substances and to provide the manner and procedures under which dispensers are to provide such information; provides criminal penalties for violations related to reporting and improper disclosure.

TN H 232        SAME AS:            TN S 283  
 AUTHOR:            Campfield [R]  
 TITLE:             Health Care  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns Health Care; requires pharmacists and other authorized dispensers to report information concerning the distribution of certain controlled substances in the state and requires the department of health to create a procedure for the tracking and reporting of that information; allows the information to be used primarily by the department of health, law enforcement officials, and TennCare to identify and curb the misuse of controlled substances.

TN H 1890      SAME AS:            TN S 890  
 AUTHOR:            Shepard [D]  
 TITLE:             Pharmacy, Pharmacists  
 DISPOSITION:    Failed  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; authorizes pharmacists to make payments to support the controlled substance database rather than paying equivalent amount in professional privilege taxes.

TN H 2871      SAME AS:            TN S 3491  
 AUTHOR:            Dubois [R]  
 TITLE:             Pharmacy  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns pharmacists and pharmacy; clarifies that pseudoephedrine is included as a substance monitored under the Controlled Substance Monitoring Act of 2002.



TN S 283	<p>SAME AS: TN H 232  AUTHOR: Finney [R]  TITLE: Health Care  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Health Care; requires pharmacists and other authorized dispensers to report information concerning the distribution of certain controlled substances in the state and requires the department of health to create a procedure for the tracking and reporting of that information; allows the information to be used primarily by the department of health, law enforcement officials, and TennCare to identify and curb the misuse of controlled substances.</p>
VA H 1040	<p>AUTHOR: Kilgore [R]  TITLE: Sale of Pseudoephedrine by Pharmacist  DISPOSITION: Enacted  CHAPTER: 865  SUMMARY:  Provides that only a licensed pharmacist shall dispense, sell, or distribute any compound, mixture, or preparation containing any detectable quantity of pseudoephedrine, and that any person who acquires it shall produce a valid identification.</p>
VA H 1149	<p>AUTHOR: Lingamfelter [R]  TITLE: Sale of Pseudoephedrine by Pharmacist  DISPOSITION: Failed  SUMMARY:  Provides that only a licensed pharmacist shall dispense, sell, or distribute any compound, mixture, or preparation containing any detectable quantity of pseudoephedrine, and that any person who acquires it shall produce a valid government-issued photo identification.</p>
VT S 90	<p>AUTHOR: Sears [D]  TITLE: Prescription Drugs and Substance Abuse  DISPOSITION: Enacted  ACT: 205  SUMMARY:  Establishes a prescription drug monitoring program in order to promote the public health and welfare, detect and prevent substance abuse, and support the legitimate medical use of controlled substances.</p>
WA H 1017	<p>AUTHOR: Campbell [R]  TITLE: Sale of Pseudoephedrine  DISPOSITION: Failed - Adjourned  SUMMARY:  Restricts the sale of pseudoephedrine to licensed pharmacists.</p>



- WI S 78            AUTHOR:            Harsdorf [R]  
 TITLE:            Methamphetamine Production and Distribution  
 DISPOSITION:    Enacted  
 ACT:              14  
 SUMMARY:  
 Relates to pseudoephedrine hydrochloride and other materials used to produce methamphetamine, distribution of methamphetamine to minors and theft of anhydrous ammonia and anhydrous ammonia equipment; requires an identification card for purchases; provides penalties.; provides that only a physician, dentist, veterinarian or pharmacist may possess more than such substance.
- WI S 652            AUTHOR:            Harsdorf [R]  
 TITLE:            Substances Covered by Criminal Statutes  
 DISPOSITION:    Enacted  
 ACT:              262  
 SUMMARY:  
 Relates to substances covered by criminal statutes relating to the controlled substance pseudoephedrine; relates to law enforcement officers' access to pharmacy records of sales of pseudoephedrine; relates to patient health care records maintained by pharmacies.
- WV S 389            SPONSOR:           Minard [D]  
 TITLE:            Board Of Pharmacy  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Authorizes the Board of Pharmacy promulgate legislative rule relating to ephedrine and pseudoephedrine control.

***Dispensing – Refills – Prescription Requirements***

- AL H 60            AUTHOR:            Johnson [R]  
 TITLE:            Pharmacists and Pharmaceutical Dispensing  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Relates to pharmacists and the dispensing of controlled substances, to authorize emergency oral prescriptions of Class II controlled substances for a resident in a long term care facility under certain conditions.
- CO H 1212            SPONSOR:           Boyd [D]  
 TITLE:            Prescribing Emergency Contraception  
 DISPOSITION:    Vetoed  
 SUMMARY:  
 Authorizes a pharmacist to prescribe emergency contraception; defines emergency contraception as any drug approved by the federal food and drug administration that prevents pregnancy after sexual intercourse, including but not limited to oral contraceptive pills clearly marketed for the purpose of preventing pregnancy.



DE H 295      PRIMARY              Smith [R]  
 SPONSOR:  
 TITLE:                  Attention Disorder Prescription Drugs Monitoring  
 DISPOSITION:        Pending - Carryover  
 SUMMARY:  
 Creates a prescription drug monitoring program to monitor prescriptions for amphetamines and methylphenidates which are largely used to medicate children diagnosed with ADD/ADHD, which can be easily adapted for the monitoring of any prescription drugs or group of drugs; provides for the initial project of the Prescription Monitoring Program to be implemented and administered by the Office of Narcotics and Dangerous Drugs to track school-aged children being treated with prescription drugs for ADD or ADHD.

DE S 110      PRIMARY              DeLuca [D]  
 SPONSOR:  
 TITLE:                  Uniform Controlled Substances Act  
 DISPOSITION:        Enacted  
 CHAPTER:              52  
 SUMMARY:  
 Relates to making it more difficult for methamphetamine manufacturers to obtain ingredients needed to make the drug; creates a criminal penalty for violations of this act; provides that materials containing detectable quantities of pseudoephedrine or ephedrine shall be distributed only from behind a checkout counter, pharmacy counter or in a locked storage container where the public is not permitted; requires photo identification of proof of age of purchaser.

FL H 913      COMPARE:              FL S 176, FL S 178  
 LINKED:                FL H 943  
 AUTHOR:                Harrell [R]  
 TITLE:                  Controlled Substances  
 DISPOSITION:        Failed  
 SUMMARY:  
 Relates to controlled substances; prohibits sale, manufacture, alteration, delivery, uttering, or possession of counterfeit-resistant prescription blanks for controlled substances; authorizes electronic recording of oral prescriptions for controlled substance; provides additional requirements for dispensing of said substance listed in Schedule II, Schedule III, or Schedule IV.

FL S 1848      COMPARE:              FL S 1340  
 AUTHOR:                Haridopolos [R]  
 TITLE:                  Dispensing Drugs  
 DISPOSITION:        Failed  
 SUMMARY:  
 Relates to dispensing drugs; authorizes pharmacy technicians to initiate or receive requests for original prescriptions when dispensing for nonhuman use; prohibits licensed pharmacist from supervising more than certain number of pharmacy technicians in dispensing prescriptions for nonhuman use; provides exception to certain requirements for dispensing medicinal drugs for nonhuman use via facsimile.



- GA H 1191      AUTHOR:            Benton [R]  
 TITLE:             Prescription Drugs  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Relates to dispensing prescription drugs, electronically transmitting drug orders, refills, and Schedule II controlled substance prescriptions, so as to require a practitioner to have the practitioner's name printed below his or her signature; to change certain provisions relating to requirements for transmitting prescriptions electronically or via facsimile; to provide for related matters; to repeal conflicting laws.
- ID H 613        AUTHOR:            Health and Welfare Cmt  
 TITLE:             Pharmacy  
 DISPOSITION:     Enacted  
 CHAPTER:         203  
 SUMMARY:  
 Amends existing law relating to the Board of Pharmacy to provide a common drug names; adds the common name of several controlled substances to the state code to bring the verbiage into agreement with federal regulation and to lessen confusion of those using the state language.
- IL H 4230       SPONSOR:         Granberg [D]  
 TITLE:             Dispensing Emergency Contraception  
 DISPOSITION:     Pending - Carryover  
 SUMMARY:  
 Amends the Pharmacy Practice Act of 1987. Provides that a pharmacist licensed under the Act may, based on his or her personal, religious beliefs, refuse to fill a prescription for and to dispense emergency contraception.
- IL H 4246       SPONSOR:         Stephens [R]  
 TITLE:             Dispensing of Emergency Contraception  
 DISPOSITION:     Pending - Carryover  
 SUMMARY:  
 Amends the Pharmacy Practice Act of 1987. Provides that a pharmacist licensed under the Act may, based on his or her personal, religious beliefs, refuse to fill a prescription for and to dispense emergency contraception.
- IL H 4346       SPONSOR:         Granberg [D]  
 TITLE:             Emergency Contraception  
 DISPOSITION:     Pending  
 SUMMARY:  
 Amends the Pharmacy Practice Act of 1987. Provides that a pharmacist licensed under the Act may, based on his or her personal, religious beliefs, refuse to fill a prescription for and to dispense emergency contraception. Amends the Health Care Right of Conscience Act. Adds the dispensation of prescribed medication to the list of activities included in the definition of "health care".



- IL H 4413      SPONSOR:            Miller [D]  
 TITLE:              Emergency Contraception Drug Therapy  
 DISPOSITION:      Pending  
 SUMMARY:  
 Amends the Pharmacy Practice Act of 1987. Provides that a pharmacist may, as part of the care provided by a health care facility, a provider who contracts with a licensed health care service plan with regard to the care or services provided to the enrollees of that health care service plan, or a physician, initiate emergency contraception drug therapy in accordance with standardized procedures or protocols.
- IL HR 473      SPONSOR:            Stephens [R]  
 TITLE:              Birth Control Prescriptions  
 DISPOSITION:      Pending  
 SUMMARY:  
 Urges the Governor to suspend the emergency rule filed April 1, 2005, requiring pharmacies that sell contraceptive to fill prescriptions for birth control without delay.
- IL S 2343      SPONSOR:            Brady [R]  
 TITLE:              Pharmacy Practices  
 DISPOSITION:      Pending  
 SUMMARY:  
 Amends the Pharmacy Practice Act of 1987; provides that a pharmacist licensed under the Act may, based on his or her personal, religious beliefs, refuse to fill a prescription for and to dispense emergency contraception; amends the Health Care Right of Conscience Act; adds the dispensation of prescribed medication to the list of activities included in the definition of health care, adds pharmacist to the list of occupations.
- KS H 2155      AUTHOR:             Health and Human Services Cmt  
 TITLE:              Prescription Refills  
 DISPOSITION:      Enacted  
 CHAPTER:          2005-88  
 SUMMARY:  
 Concerns pharmacists and pharmacy; relates to prescription refills; provides that if the prescriber states on a prescription that there shall be no emergency refilling of that prescription, then the pharmacist shall not dispense any emergency medication pursuant to that prescription; provides that a prescriber is not liable for damages resulting from refilling a prescription.
- KY BR 1042      SPONSOR:            Burch [D]  
 TITLE:              Prescription Drug Importation  
 DISPOSITION:      Failed - Adjourned  
 SUMMARY:  
 Relates to the importation of prescription drugs; requires the Governor with the secretary of the Cabinet for health Services, to request that the Secretary of the U.S. Department of Health and Human Services certify to Congress that drug importation from foreign countries by licensed pharmacists, distributors, and wholesalers poses no additional risk to the public's health; requires that the program consist of a drug formulary and patient safety protections.



KY H 353 BR: 1215  
 SPONSOR: Burch [D]  
 TITLE: Dispensing Of Emergency Contraceptives  
 DISPOSITION: Failed - Adjourned  
 SUMMARY:  
 Relates to the dispensing of emergency contraceptives; provides that a practitioner may dispense an emergency contraceptive to women who may or may not be patients of the practitioner; provides that emergency contraceptives may be dispensed by a practitioner in compliance with standards adopted by the respective licensing authority for the practitioner; requires the Board of Medical Licensure to establish standards by promulgation of administrative regulations relating to emergency contraceptives.

MA SD 1675 FILED AS: MA S 425  
 AUTHOR: Shannon [D]  
 TITLE: Prescriptions  
 DISPOSITION: Pending  
 SUMMARY:  
 Concerns 90 day supply of prescriptions.

MA SD 2199 AUTHOR: Tucker [D]  
 TITLE: Medication Dispensing Errors and Pharmacies  
 DISPOSITION: Pending  
 SUMMARY:  
 Relates to requiring pharmacies to inform the Department of Public Health of medication dispensing errors.

MD H 828 CROSSFILED WITH: MD S 297  
 AUTHOR: Hubbard [D]  
 TITLE: Public Health  
 DISPOSITION: Failed - Adjourned  
 SUMMARY:  
 Establishes the Contraception Dispensing Program in the Department of Health and Mental Hygiene (DHMH); provides a means of authorizing licensed pharmacists to dispense emergency contraception to women who do not have a prescription in accordance with specified procedures.

MD H 1459 AUTHOR: Quinter [D]  
 TITLE: Health Occupations  
 DISPOSITION: Failed - Adjourned  
 SUMMARY:  
 Requires a pharmacist who refuses to fill a prescription presented by a retail customer to return the prescription to the retail customer at the time it is presented; authorizes the State Board of Pharmacy to take specified actions against a pharmacist who violates a specified provision of the Act.



MD S 297      CROSSFILED WITH: MD H 828  
AUTHOR:            Grosfeld [D]  
TITLE:              Public Health  
DISPOSITION:      Failed  
SUMMARY:  
Establishes the Contraception Dispensing Program in the Department of Health and Mental Hygiene (DHMH); provides a means of authorizing licensed pharmacists to dispense emergency contraception to women who do not have a prescription in accordance with specified procedures.

MI H 4434      SPONSOR:            Hummel [R]  
TITLE:                Refilling Prescriptions  
DISPOSITION:      Enacted  
PUBLIC ACT:        72  
SUMMARY:  
Provides that a section of existing law that states a pharmacist may refill a copy of a prescription from another pharmacy if the original prescription has remaining authorized refills, and the copy is issued according to a specified procedure does not apply to pharmacies that share a real-time, on-line database or other equivalent means of communication or to pharmacies that transfer prescriptions pursuant to a written contract for centralized prescription processing services.

MI H 5311      SPONSOR:            Stahl [R]  
TITLE:                Morning After Pill Restriction  
DISPOSITION:      Pending  
SUMMARY:  
Prohibits dispensing of so-called "morning after" pill by nonprescription.

MI H 5466      SPONSOR:            Accavitti [D]  
TITLE:                Generic Pills  
DISPOSITION:      Pending  
SUMMARY:  
Requires pharmacists to dispense generic drug products unless specified by prescriber.

MI H 6323      SPONSOR:            Newell [R]  
TITLE:                Drug Pharmaceuticals  
DISPOSITION:      Pending  
SUMMARY:  
Allows pharmacies to accept facsimile and electronic prescriptions with electronic signatures.

MI S 352        SPONSOR:            Hardiman [R]  
TITLE:                Pharmacies and Prescriptions  
DISPOSITION:      Enacted  
PUBLIC ACT:        73  
SUMMARY:  
Provides that existing law the provides a pharmacist may refill a copy of a prescription from another pharmacy if the original prescription has remaining authorized refills and the copy is issued according to specified procedure does not apply to pharmacies that share a real-time, on-line database or other equivalent means of communication or to pharmacies that transfer prescriptions pursuant to a



written contract for centralized prescription processing services.

MN H 2597	COMPANION: MN S 2430 AUTHOR: Emmer [R] TITLE: Health DISPOSITION: Failed - Adjourned SUMMARY: Relates to health; allows pharmacists to refuse to dispense certain medication.
MN H 3032	COMPANION: MN S 2647 AUTHOR: Emmer [R] TITLE: Prescription Prohibitions DISPOSITION: Failed - Adjourned SUMMARY: Relates to health; prohibits a pharmacist from refusing to dispense a prescription drug or device except under certain circumstances.
MN H 3560	COMPANION: MN S 3242 AUTHOR: Goodwin [DFL] TITLE: Health DISPOSITION: Failed - Adjourned SUMMARY: Relates to health; prohibits a pharmacist from refusing to dispense legend drugs; provides disciplinary action.
MN S 2430	COMPANION: MN H 2597 AUTHOR: Wergin [R] TITLE: Pharmacists DISPOSITION: Failed - Adjourned SUMMARY: Provides that a licensed pharmacist may refuse to procure, store, distribute, or dispense any medication the pharmacist considers to be morally objectionable.
MN S 2647	COMPANION: MN H 3032 AUTHOR: Kiscaden [I] TITLE: Health DISPOSITION: Failed - Adjourned SUMMARY: Relates to health; prohibits a pharmacist from refusing to dispense a prescription drug or device except under certain circumstances.
MN S 3242	COMPANION: MN H 3560 AUTHOR: Lourey [DFL] TITLE: Health DISPOSITION: Failed - Adjourned SUMMARY: Relates to health; prohibits a pharmacist from refusing to dispense legend drugs; provides disciplinary action.
MN S 3277	COMPANION: MN H 3104 AUTHOR: Lourey [DFL] TITLE: Occupations and Professions DISPOSITION: Failed - Adjourned



SUMMARY:

Relates to occupations and professions; provides penalties for failure to dispense prescription drugs.

- MO S 608      SPONSOR:            Crowell [R]  
                  TITLE:                Emergency Contraception  
                  DISPOSITION:        Failed - Adjourned  
                  SUMMARY:  
                  Provides that emergency contraception must be distributed by prescription.
- MO S 609      SPONSOR:            Crowell [R]  
                  TITLE:                Pharmaceutical Professionals Conscience Rights  
                  DISPOSITION:        Failed - Adjourned  
                  SUMMARY:  
                  Relates to protecting conscience rights of pharmaceutical professionals.
- NC H 783      SAME AS:            NC S 662  
                  AUTHOR:             Wright [D]  
                  TITLE:                Medication Administration  
                  DISPOSITION:        Failed - Adjourned  
                  SUMMARY:  
                  Authorizes certain licensed facilities or providers of medication administration services to utilize unlicensed health care personnel to perform the technical aspects of medication administration.
- NC H 1481     AUTHOR:             Wilkins [D]  
                  TITLE:                Pharmacy Compounding Fees  
                  DISPOSITION:        Failed - Adjourned  
                  SUMMARY:  
                  Requires pharmacies engaging in the compounding of drug products to obtain a compounding pharmacy permit and authorizing the North Carolina board of pharmacy to impose a fee for the permit under the laws regulating the practice of pharmacy.
- NC S 1028     AUTHOR:             Cowell [D]  
                  TITLE:                Drug Protection  
                  DISPOSITION:        Failed - Adjourned  
                  SUMMARY:  
                  Strengthens the laws regulating the compounding, prescribing, administering, and dispensing of drugs for the protection of the health and safety of consumers.
- NJ A 992      SPONSOR:            Stender [D]  
                  TITLE:                Dispensing Medicine  
                  DISPOSITION:        Pending  
                  SUMMARY:  
                  Prohibits pharmacists from refusing to dispense medication solely for philosophical, moral or religious reasons.
- NJ S 696      SPONSOR:            Weinberg [D]  
                  TITLE:                Contraception  
                  DISPOSITION:        Pending  
                  SUMMARY:  
                  Requires retail pharmacies to stock and dispense emergency contraception.





NJ S 1195      SPONSOR:            Madden [D]  
TITLE:                Dispensing Medicine  
DISPOSITION:      Pending  
SUMMARY:  
Prohibits pharmacists from refusing to dispense medication solely for philosophical, moral or religious reasons.

NY A 84         SPONSOR:            Sanders [D]  
TITLE:                Listing of Narrow Therapeutic Range Drug Products  
DISPOSITION:      Pending  
SUMMARY:  
Establishes provisions whereby statutorily specified narrow therapeutic range drug products, to be listed by the Commissioner of Health, are to be dispensed to a patient for refills; requires refill or narrow therapeutic drug to be the same drug product as originally dispensed; prohibits dispensing of substitute refill drug for a narrow therapeutic drug without consent of practitioner.

NY A 116        SAME AS:            NY S 3661  
SPONSOR:            Paulin [D]  
TITLE:                Emergency Contraception Dispensation by Nurses  
DISPOSITION:      Vetoed  
SUMMARY:  
Authorizes nurses and pharmacies to dispense emergency contraception upon the prescription and order of a non-patient specific regimen by a licensed physician, certified nurse practitioner or licensed midwife; enacts the Unintended Pregnancy Prevention Act.

NY A 3241       SPONSOR:            Crouch [R]  
TITLE:                Prescription Drug  
DISPOSITION:      Pending  
SUMMARY:  
Authorizes a pharmacist to substitute a brand name prescription drug for the generic equivalent of such drug if requested to do so by the patient; if done the pharmacist must record the request.

NY A 6887       SPONSOR:            Rivera P [D]  
TITLE:                Three Month Supply of Drug  
DISPOSITION:      Pending  
SUMMARY:  
Authorizes the prescription and dispensing of a 3 month supply of a drug or controlled substance when such drug or substance is used to treat or alleviate a chronic illness or condition which has been designated by the Commissioner of Health; prohibits health insurers providing prescription drug coverage from reducing reimbursement, imposing a higher deductible or imposing a higher co-payment for such 3 month supplies of drugs.

NY A 8075       SPONSOR:            Manning [R]  
TITLE:                Nurses' Right to dispense Emergency Contraception  
DISPOSITION:      Pending  
SUMMARY:  
Authorizes nurses and pharmacists to dispense emergency contraception upon the prescription and order of a non-patient specific regimen by a licensed physician,



certified nurse practitioner or licensed midwife; enacts the Unintended Pregnancy Prevention Act.

- NY A 9906      SPONSOR:            Paulin [D]  
TITLE:                Access to Emergency Contraception  
DISPOSITION:        Pending  
SUMMARY:  
Provides for access to emergency contraception through an RN or a pharmacist for self-administration by the patient; provides for continuing education and training; defines emergency contraception and prescriber; makes available written materials with special provisions for minors and persons with limited mental capacity; and limits access to female patients.
- NY S 3649      SPONSOR:            Trunzo [R]  
TITLE:                Prescription  
DISPOSITION:        Pending  
SUMMARY:  
Provides that a prescription shall not be issued to a minor unless the minor has written consent from a parent or guardian or is legally emancipated.
- NY S 3661      SAME AS:            NY A 116  
SPONSOR:            Spano [R]  
TITLE:                Emergency Contraception Dispensation by Nurses  
DISPOSITION:        Pending  
SUMMARY:  
Authorizes nurses and pharmacies to dispense emergency contraception upon the prescription and order of a non-patient specific regimen by a licensed physician, certified nurse practitioner or licensed midwife; enacts the Unintended Pregnancy Prevention Act.
- PA H 2217      PN:                    3294  
AUTHOR:              Frankel [D]  
TITLE:                Pharmacies  
DISPOSITION:        Pending  
SUMMARY:  
Establishes certain duties for pharmacies when pharmacists employed by the pharmacies refuse to fill valid prescriptions for drugs or devices on the basis of personal beliefs. Provides for a penalty.
- RI H 7748      AUTHOR:              Savage [R]  
TITLE:                Food and Drugs  
DISPOSITION:        Enacted  
CHAPTER #:          2006-176  
SUMMARY:  
Allows more than one hundred (100) dosage units of controlled substances to be dispensed if a physician by prescription provides a three (3) month supply.
- RI S 2601      AUTHOR:              Polisena [D]  
TITLE:                Food and Drugs  
DISPOSITION:        Failed - Adjourned  
SUMMARY:  
Requires that the receipt of an oral prescription by a pharmacy be taken only by a registered pharmacist.





SC H 3226      AUTHOR:            Clemmons [R]  
 TITLE:             Pharmacy Requirements  
 DISPOSITION:    Enacted  
 ACT:                18  
 SUMMARY:  
 Relates to requirements that pertain to pharmacies; includes the transfer of original prescription information between pharmacies in this state; provides that all remaining refills may be transferred to and dispensed by the receiving pharmacy; deletes the reference to in-state pharmacies; deletes a provision that contains procedures for dispensing restricted drugs.

SC H 3566      AUTHOR:            Bailey [R]  
 TITLE:             Medication for Patients Discharged From Hospitals  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Requires a hospital to give patients being discharged from the emergency room, the option of receiving a seventy-two hour supply of any medications being prescribed.

TN H 1410      SAME AS:           TN S 1360  
 AUTHOR:            Shepard [D]  
 TITLE:             Dispensing Medications  
 DISPOSITION:    Enacted  
 CHAPTER #:       434  
 SUMMARY:  
 Provides for the unlawful act of a pharmacist, pharmacist technician, or pharmacy intern to substitute any drug or device different from the one ordered without the approval of the prescriber; creates the Tennessee Affordable Drug Act of 2005; provides provisions governing the dispensing of a generic drug in the place of a brand name drug.

TN H 2298      SAME AS:           TN S 2281  
 AUTHOR:            McMillan [D]  
 TITLE:             Pharmacy and Pharmacists  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns pharmacy and pharmacists; creates exemption from requirement that prescribing doctor sign a prescription for cases where the drug is dispensed by the department of health or a local health department.

TN H 2324      SAME AS:           TN S 2308  
 AUTHOR:            McMillan [D]  
 TITLE:             Pharmacy and Pharmacists  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns pharmacy and pharmacists; specifies that prescription must include instructions regarding generic substitutions in circumstances where a generic equivalent cannot be safely substituted for a prescribed drug; clarifies authority of pharmacist to dispense generic drug unless the physician's prescription indicates "dispense as written" or "no substitution allowed".



- TN H 2348      SAME AS:            TN S 2332  
AUTHOR:            McMillan [D]  
TITLE:              Pharmacy and Pharmacists  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns pharmacy and pharmacists; specifies that the agents of the pharmacy members of the board of pharmacy may employ the following methods, among others, to inspect a pharmacy: reviewing and copying prescriptions and patient profiles; taking a drug inventory; and requesting all documents, audio-visual, and other electronic material relating to an inspection or investigation.
- TN H 3065      AUTHOR:            Shepard [D]  
TITLE:              Drug Prescribing and Issue  
DISPOSITION:      Enacted  
CHAPTER #:        564  
SUMMARY:  
Requires the proper instructions for the issuance of a brand name drug by the prescriber on the form of an electronic or facsimile prescription order; provides for the issuance by a pharmacist of a brand name drug if the patient agrees to pay any cost difference involved.
- TN S 2281      SAME AS:            TN H 2298  
AUTHOR:            Kyle [D]  
TITLE:              Pharmacy, Pharmacists  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns Pharmacy, Pharmacists; creates exemption from requirement that prescribing doctor sign a prescription for cases where the drug is dispensed by the department of health or a local health department.
- TN S 2135      SAME AS:            TN H 1945  
AUTHOR:            Herron [D]  
TITLE:              Hospitals and Health Care Facilities  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns hospitals and health care facilities; authorizes home care organizations to act on signed written physician orders received by the entity by facsimile transmission.
- TN S 3215      AUTHOR:            Cohen [D]  
TITLE:              Pharmacy, Pharmacists  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns Pharmacy, Pharmacists; authorizes pharmacists under the Tennessee Affordable Drug Act of 2005 to dispense a more expensive generic equivalent drug covered under the patient's drug plan, if the prescriber prescribes the least expensive generic equivalent and the patient requests and is willing to pay the difference between the more expensive and least expensive generic equivalent prescribed.



WA H 2995      AUTHOR:            Curtis [R]  
                  TITLE:            Preferred Drug Substitutions  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Provides a definition for nonpreferred drug and preferred drug in the provision of existing law that governs the substitution of a preferred drug for any nonpreferred drug by a pharmacist filling a prescription under a state purchased health care program.

Donations – Charity Programs – Recycling

GA H 1178      AUTHOR:            Hill Ce [R]  
                  TITLE:            Prescription Drugs  
                  DISPOSITION:    Enacted  
                  ACT:             468  
                  SUMMARY:  
                  Relates to pharmacists and pharmacies, so as to provide for the establishment of a program through which unused prescription drugs may be distributed for use by medically indigent persons.

IL H 3868      SPONSOR:         Ryg [D]  
                  TITLE:            Drug Repository Program Act  
                  DISPOSITION:    Pending - Carryover  
                  SUMMARY:  
                  Creates the Drug Repository Program Act. Requires the Department of Public Health to establish a drug repository program to accept and dispense prescription drugs donated for the purpose of being dispensed to Illinois residents who meet eligibility standards adopted by the Department. Provides for donations of drugs by drug manufacturers and health care facilities.

MD H 1689      CROSSFILED WITH: MD S 1059  
                  AUTHOR:         Rudolph [D]  
                  TITLE:            Prescription Drug Repository Program  
                  DISPOSITION:    Vetoed  
                  SUMMARY:  
                  Establishes a Prescription Drug Repository Program regulated by the State Board of Pharmacy; provides for the purpose of the Program; authorizes the Program to accept, for the purpose of dispensing only, prescription drugs and medical supplies under specified conditions; provides that any person may donate prescription drugs or medical supplies to the Program at designated drop-off sites.

MD S 1059      CROSSFILED WITH: MD H 1689  
                  AUTHOR:         Teitelbaum [D]  
                  TITLE:            Prescription Drug Repository Program  
                  DISPOSITION:    Enacted  
                  CHAPTER:       287  
                  SUMMARY:  
                  Establishes a Prescription Drug Repository Program regulated by the State Board of Pharmacy; authorizes the Program to accept, for the purpose of dispensing only, prescription drugs and medical supplies under specified conditions; provides that any person may donate prescription drugs or medical supplies to the Program at designated drop-off sites; authorizes a repository to charge a fee; provides that medical supplies be in their original unopened and sealed packaging; regulates



expiration dates.

- ME H 105      LD:                    129  
AUTHOR:            Watson [D]  
TITLE:                Unopened Medicine and Medical Supplies Distribution  
DISPOSITION:      Enacted  
CHAPTER:            20  
SUMMARY:  
Establishes the unused prescription drug pilot program under which unused prescription drugs are accepted and dispensed to low-income persons; provides that the program may accept unused and unopened prescription drugs from drug manufacturers or wholesalers; provides an exemption from liability.
- NH H 1681      AUTHOR:              Pepino [R]  
TITLE:                Prescription Drug Program  
DISPOSITION:      Enacted  
CHAPTER:            152.  
SUMMARY:  
Establishes the unused prescription drug program under which unused prescription drugs are accepted and dispensed to uninsured or underinsured persons; states that persons licensed to dispense drugs and certain other licensed entities may collect, relabel, and redispense donated prescription drugs and medical devices.
- NY A 285        SAME AS:            NY S 4241  
SPONSOR:            Christensen [D]  
TITLE:                Drug Repository Program  
DISPOSITION:      Pending  
SUMMARY:  
Establishes under the direction of the State Board of Pharmacy, a Drug Repository Program to accept and dispense donated drug prescriptions; authorizes such board and the Commissioner of Health to promulgate rules and regulations; makes definitions; exempts such persons or entities who dispense of such donated drugs from criminal or tort liability or professional disciplinary action.
- NY A 1871      SPONSOR:            Towns [D]  
TITLE:                Redistribution of Unused Medication  
DISPOSITION:      Pending  
SUMMARY:  
Permits either a residential health care facility or a long term care facility to redistribute certain unused medication within such facility; further provides for reimbursement for such unused medication that is restocked and redistributed.
- NY S 2558      SPONSOR:            Hannon [R]  
TITLE:                Dispensing of Free Prescription Drug Samples  
DISPOSITION:      Pending  
SUMMARY:  
Reduces health risks associated with dispensing of free prescription drug samples by practitioners by limiting conditions under which health care practitioners may dispense such samples.



NY S 4241      SAME AS:            NY A 285  
                   SPONSOR:          Hannon [R]  
                   TITLE:             Drug Repository Program  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Establishes under the direction of the State Board of Pharmacy, a Drug Repository Program to accept and dispense donated drug prescriptions; authorizes such board and the Commissioner of Health to promulgate rules and regulations; makes definitions; exempts such persons or entitles who dispense of such donated drugs from criminal or tort liability or professional disciplinary action.

OK S 1640      AUTHOR:             Johnson C [D]  
                   TITLE:             Unused Prescription Drugs  
                   DISPOSITION:     Enacted  
                   ENACT:            109  
                   SUMMARY:  
                   Relates to unused prescription drugs; authorizes residential care homes to transfer certain unused prescription drugs from residential care homes, nursing facilities, assisted living centers, public intermediate care facilities for people with mental retardation or pharmaceutical manufacturers to pharmacies operated by a county.

PA S 460        PN:                  493  
                   AUTHOR:          Wonderling [R]  
                   TITLE:             Cancer Drug Repository Program  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Establishes the Cancer Drug Repository Program for accepting donated cancer drugs and dispensing cancer drugs.

RI H 5107        AUTHOR:             Sullivan [D]  
                   TITLE:             Utilization Of Unused Prescriptions Medications Act  
                   DISPOSITION:     Enacted  
                   CHAPTER #:        179  
                   SUMMARY:  
                   Creates the Utilization of Unused Prescriptions Medications Act which would authorize the department of health and the board of pharmacy to create and implement a voluntary statewide pilot program allowing nursing homes, assisted living centers and prescription drug manufacturers to transfer from their facilities unused prescription medications to authorized participating pharmacies for distribution to medically indigent Rhode Island residents.

TN S 2438        AUTHOR:             Haynes [D]  
                   TITLE:             Pharmacy Pilot Program  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Relates to pharmacists; establishes a pilot program permitting certain donated prescription medications to be dispensed to patients at charitable clinics.



TN S 2492      AUTHOR:            McLeary [D]  
 TITLE:             Pharmacies and Pharmacists  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; authorizes donations of certain legend drugs that are beyond their expiration date to certain nonprofit organizations through pharmacists.

TN S 3660      AUTHOR:            Haynes [D]  
 TITLE:             Pharmacy Pilot Program  
 DISPOSITION:    Enacted  
 CHAPTER #:       919  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; establishes a pilot program permitting certain donated prescription medications to be dispensed to patients at charitable clinics.

UT S 133        AUTHOR:            Knudson [R]  
 TITLE:             Liability Protections for Charity Care  
 DISPOSITION:    Failed  
 SUMMARY:  
 Relates to liability protections for charity care; amends the Pharmacy Practice Act and the Health Care Providers Immunity From Liability Act; provides that the Pharmacy Practice Act does not prevent a health care professional from personally dispensing medications to a patient, free of charge, if the health care professional has prescribing authority and works in a health care facility whose primary purpose is to provide care without compensation.

Electronic Prescribing – Records Maintenance – Internet and/or On-Line Pharmacies

FL H 903        SIMILAR:           FL S 1838  
 AUTHOR:            Traviesa [R]  
 TITLE:             Pharmacy Common Databases  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Relates to pharmacy common databases; deletes provision authorizing certain community pharmacies to transfer prescriptions for Schedule II medicinal drugs under certain conditions; authorizes dispensing or refilling of prescription without transferred prescription under specified conditions.

FL H 7125       SIMILAR:           FL S 1408  
 AUTHOR:            Health Care Regulation Cmt  
 TITLE:             Medical Records  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Requires a health care practitioner's employer who is a records owner and a records custodian to comply with specified requirements for confidentiality and disclosure; provides requirements for prescriptions of medicinal drugs by health care practitioners that are electronically generated and transmitted; regulates electronic prescribing for medicinal drugs; provides restrictions for electronic prescribing software.



FL HHCR 4      AUTHOR:            Health Care Regulation Cmt  
 TITLE:             Electronic Prescribing  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Relates to medical records; provides requirements for prescriptions of medicinal drugs by health care practitioners that are electronically generated and transmitted; specifies requirements for a prescriber to prevent generic substitution for brand name drugs when a prescription is electronically transmitted and generated.

FL S 1838      SIMILAR:            FL H 903  
 AUTHOR:            Health, Aging and Long-Term Care Cmt  
 TITLE:             Pharmacy Common Databases  
 DISPOSITION:    Enacted  
 CHAPTER:         2006-243  
 SUMMARY:  
 Relates to pharmacy common databases; deletes provision authorizing certain community pharmacies to transfer prescriptions for Schedule II medicinal drugs under certain conditions; authorizes dispensing or refilling of prescription without transferred prescription under specified conditions; provides requirements for a policy and procedures manual that governs pharmacies, pharmacists, and pharmacy employees participating in a common database; provides for the rights and obligations for pharmacists.

IA H 2087      AUTHOR:            Heaton [R]  
 TITLE:             The Requirements For Electronic Prescriptions  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Relates to the requirements for electronic prescriptions issued by practitioners and filled by pharmacies.

IA HSB 226     AUTHOR:            Human Resources Cmt  
 TITLE:             Electronic Drug Database  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Provides for the creation of an electronic drug database; establishes fees; provides penalties; provides an effective date.

ID H 611        AUTHOR:            Health and Welfare Cmt  
 TITLE:             Internet Prescriptions  
 DISPOSITION:    Enacted  
 CHAPTER:         117  
 SUMMARY:  
 Addresses the growing problem of drugs available over the Internet, by clarifying in the definition of the appropriate prescriber/patient relationship required to support prescriptions.



ID H 614      AUTHOR:            Health and Welfare Cmt  
 TITLE:            Electronic Filing of Prescriptions  
 DISPOSITION:    Enacted  
 CHAPTER:        175  
 SUMMARY:  
 Amends existing law relating to the Board of Pharmacy to permit the Board of Pharmacy to establish the format for electronically filed controlled substances prescriptions; requires the board to establish by rule the information to be submitted; to require the board to create, operate and maintain a controlled substances prescriptions database; provides for purpose and procedure; requires the board to maintain records; specifies the individuals to whom information in the database must be available.

ID S 1412      AUTHOR:            Judiciary and Rules Cmt  
 TITLE:            Pharmacists  
 DISPOSITION:    Enacted  
 CHAPTER:        290  
 SUMMARY:  
 Amends existing law relating to pharmacists to revise definitions; permits electronic signatures and transmission of prescription drug orders; permits prescription drug orders to be sent by facsimile transmission from a health care facility to the prescription department of a pharmacy; permits prescription drug orders to be received by a pharmacist verbally or by facsimile transmission; relates to nonprescription drugs and precursor drugs.

KY H 729        BR:                1636  
 SPONSOR:        Damron [D]  
 TITLE:            Electronic Monitoring Of Prescriptions  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Relates to electronic monitoring of prescriptions; establishes a real time electronic data collection system for controlled substances, Medicaid prescriptions, and Medicare Part D prescriptions; requires those dispensing prescriptions to report data electronically in real time when prescribing and dispensing the prescribed drug.

KY BR 220       SPONSOR:        Harper [R]  
 TITLE:            Electronic Health Information  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Requires the Governor, in coordination with the secretary of the Cabinet for Health and Family Services, to request that the Secretary of the U.S. Department of Health and Human Services certify to Congress that drug importation from Canada by licensed pharmacists, distributors, and wholesalers poses no additional risk to the public's health and safety and would result in a reduction in prescription drug costs.

MA HD 2553      AUTHOR:            Koutoujian [D]  
 TITLE:            Internet Prescription Consumer Protection Act  
 DISPOSITION:    Pending  
 SUMMARY:  
 Creates the Massachusetts Internet Prescription Consumer Protection Act.





MA S 391 FILED AS: MA SD 1128  
AUTHOR: Knapik [R]  
TITLE: Registration of Non Resident and Internet Pharmacies  
DISPOSITION: Pending  
SUMMARY:  
Relates to the registration of non-resident and internet pharmacies.

NE L 381 AUTHOR: Jensen [NP]  
TITLE: Facsimile Medical Orders  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to pharmacy; provides for facsimile medical orders.

NE L 382 AUTHOR: Jensen [NP]  
TITLE: Electronic Drug Prescriptions  
DISPOSITION: Enacted  
SUMMARY:  
Relates to electronic transmission of drug prescriptions, controlled substances, destroying certain drugs, drug product selection, mandatory reporting exemptions and labeling of drugs for redispensing; provides for criminal background checks.

NJ AR 86 SPONSOR: Stack [D]  
TITLE: Online Prescribing  
DISPOSITION: Pending  
SUMMARY:  
Memorializes Congress and President to enact Legislation to strengthen regulation of online prescribing over Internet.

NJ S 261 SPONSOR: Sarlo [D]  
TITLE: Internet Pharmacies  
DISPOSITION: Pending  
SUMMARY:  
Regulates Internet pharmacies and electronic prescriptions.

NJ A 1426 SPONSOR: Scalera [D]  
TITLE: Internet Pharmacies Prescriptions Regulations  
DISPOSITION: Pending  
SUMMARY:  
Regulates Internet pharmacies and electronic prescriptions.

NJ A 1468 SPONSOR: O'Toole [R]  
TITLE: Internet Pharmacies Prescriptions Regulations  
DISPOSITION: Pending  
SUMMARY:  
Regulates Internet pharmacies and electronic prescriptions.

NJ A 2292 SPONSOR: Voss [D]  
TITLE: Online Prescription Regulation  
DISPOSITION: Pending  
SUMMARY:  
Prohibits writing of online prescriptions for persons who have not been examined by prescriber.





NY A 10748      SPONSOR:            Gottfried [D]  
 TITLE:                Electronic Medical Records Systems  
 DISPOSITION:      Pending  
 SUMMARY:  
 Authorizes the use of an electronic medical records system when dispensing certain schedule II controlled substances; defines electronic medical records system; authorizes physicians with patients receiving Medicaid to dispense prescriptions through such electronic medical records system.

SC S 1188      AUTHOR:             Leatherman [R]  
 TITLE:                Electronic Prescription Processing  
 DISPOSITION:      Failed - Adjourned  
 SUMMARY:  
 Authorizes and establishes the procedures for electronic prescription processing, including contents of the prescription, acceptable methods of electronic prescription transmission, criteria and safeguards for the electronic equipment utilized to electronically transmit these prescriptions, patient confidentiality, and sanctions for violations.

Ethics in Marketing – Disclosure of Patient Information  
 HI H 1875      AUTHOR:             Schatz [D]  
 TITLE:                Physicians  
 DISPOSITION:      Failed - Adjourned  
 SUMMARY:  
 Establishes ethical prescription drug marketing law. Requires annual disclosure of gifts worth more than \$25 from pharmaceutical companies or their representatives to physicians and health care providers who issue prescriptions; relates to physicians.

IA H 503      AUTHOR:             Hogg [D]  
 TITLE:                Gift Prohibitions  
 DISPOSITION:      Failed - Adjourned  
 SUMMARY:  
 Prohibits certain gifts from pharmaceutical marketers to persons authorized or licensed to prescribe, dispense, distribute, or purchase prescription drugs; provides penalties.

MA H 2659      AUTHOR:             Spellane [D]  
 TITLE:                Pharmaceutical Company Gift Disclosure  
 DISPOSITION:      Pending  
 SUMMARY:  
 Relates to the disclosure of certain gifts made by pharmaceutical companies to persons authorized to prescribe or dispense prescription drugs.

MA S 1270      FILED AS:            MA SD 97  
 AUTHOR:             Moore [D]  
 TITLE:                Prescription Ethics and Responsibility Confirmation  
 DISPOSITION:      Pending  
 SUMMARY:  
 Requires certain health care professionals to file prescription ethics and responsibility confirmation statements.



MA H 2747      AUTHOR:              Kaprielian [D]  
 TITLE:                Privacy On Prescriptions  
 DISPOSITION:      Pending  
 SUMMARY:  
 Relative to physicians privacy on prescriptions.

MA HD 4023    AUTHOR:              Knuuttila [D]  
 TITLE:                Prescriptions  
 DISPOSITION:      Pending  
 SUMMARY:  
 Relates to physician privacy regarding prescriptions.

ME S 78        LD:                      225  
 AUTHOR:              Mayo [D]  
 TITLE:                Pharmaceutical Detailers  
 DISPOSITION:      Failed  
 SUMMARY:  
 Requires the annual registration of pharmaceutical detailers with the Maine Board of Pharmacy beginning October 1, 2005. A pharmaceutical detailer is a person who acts in an educational role on behalf of a pharmaceutical manufacturer or labeler regarding its drugs, supplies and other products, but a pharmaceutical detailer is not registered as a lobbyist for a pharmaceutical manufacturer or labeler. The bill imposes a registration fee not to exceed \$50.

NY A 8088     SAME AS:            NY S 3505  
 SPONSOR:            Gottfried [D]  
 TITLE:                Protected Patient Health Information  
 DISPOSITION:      Pending  
 SUMMARY:  
 Permits a pharmacist or pharmacy to use protected patient health care information under certain circumstances relating to the care of such patient including making a written communication to such patient on behalf of a third party regarding care coordination, case management, alternative means of treatment or drugs, prescription refill reminders or other information regarding health related products; provides for civil penalties.

NY A 11158    SPONSOR:            Cahill [D]  
 TITLE:                Sale Of Information Listed On Prescriptions  
 DISPOSITION:      Pending  
 SUMMARY:  
 Prohibits the sale of information listed on prescriptions that identifies specific patients or persons legally authorized to issue a prescription; exceptions; violations enforced by commissioner of education; violations result in \$1000 civil penalty per violation.



NY S 3505      SAME AS:            NY A 8088  
                   SPONSOR:          Hannon [R]  
                   TITLE:             Protected Patient Health Information  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Permits a pharmacist or pharmacy to use protected patient health care information under certain circumstances relating to the care of such patient including making a written communication to such patient on behalf of a third party regarding care coordination, case management, alternative means of treatment or drugs, prescription refill reminders or other information regarding health related products; provides for civil penalties.

NY S 7929      SPONSOR:          DeFrancisco [R]  
                   TITLE:             Sale Of Information Listed On Prescriptions  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Prohibits the sale of information listed on prescriptions that identifies specific patients or persons legally authorized to issue a prescription; exceptions; violations enforced by commissioner of education; violations result in \$1000 civil penalty per violation.

RI H 6141      AUTHOR:            Rice [D]  
                   TITLE:             Food and Drugs  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Would require disclosure from manufacturers of prescription drugs regarding gifts given to persons authorized to prescribe and dispense prescription drugs. This act would take effect on July 1, 2005. Initial disclosure would be made on or before February 1, 2006 for the six (6) month period July 1, 2005 to December 31, 2005.

TN H 2971      AUTHOR:            Cooper [D]  
                   TITLE:             Pharmacy and Pharmacists  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Concerns Pharmacy, Pharmacists; requires disclosure of certain financial arrangements between pharmacy benefit managers and drug companies and establishes penalties for violations.

TN H 2976      AUTHOR:            Cooper [D]  
                   TITLE:             Pharmacy and Pharmacists  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Concerns Pharmacy, Pharmacists; requires disclosure of drug company marketing activities with physicians.

TN S 3107      AUTHOR:            McNally [R]  
                   TITLE:             Pharmacy, Pharmacists  
                   DISPOSITION:     Enacted  
                   CHAPTER #:       768  
                   SUMMARY:  
                   Concerns Pharmacy, Pharmacists; clarifies that the information received by pharmacy peer review committees is confidential; authorizes non-confidential



information to be compiled and disclosed for research and patient safety purposes.

- TN H 3675      AUTHOR:            Odom [D]  
                    TITLE:              Health Care  
                    DISPOSITION:      Failed - Adjourned  
                    SUMMARY:  
                    Relates to Health Care; prohibits gifts from pharmaceutical manufacturers to doctors, pharmacists and others unless the gifts total less than \$25.00 per year or fall into another exception.
- TN S 2803      AUTHOR:            Ford [D]  
                    TITLE:              Pharmacists  
                    DISPOSITION:      Failed - Adjourned  
                    SUMMARY:  
                    Concerns Pharmacy, Pharmacists; requires disclosure of drug company marketing activities with physicians.
- TN S 3397      AUTHOR:            Herron [D]  
                    TITLE:              Health Care  
                    DISPOSITION:      Failed - Adjourned  
                    SUMMARY:  
                    Concerns Health Care; prohibits gifts from pharmaceutical manufacturers to doctors, pharmacists and others unless the gifts total less than \$25.00 per year or fall into another exception.
- WA H 1889      AUTHOR:            Morrell [D]  
                    TITLE:              Pharmaceutical Manufacturers  
                    DISPOSITION:      Failed - Adjourned  
                    SUMMARY:  
                    Requires the disclosure of gifts made by pharmaceutical manufacturers to persons who prescribe prescription drugs.
- WA S 5149      AUTHOR:            Kohl-Welles [D]  
                    TITLE:              Gifts Made by Pharmaceutical Manufacturers  
                    DISPOSITION:      Failed - Adjourned  
                    SUMMARY:  
                    Requires the disclosure of gifts made by pharmaceutical manufacturers to persons who prescribe prescription drugs.

### ***Fraud***

- ME H 45        LD:                  49  
                    AUTHOR:            Greeley [R]  
                    TITLE:              Prescription Drug Fraud  
                    DISPOSITION:      Failed  
                    SUMMARY:  
                    (Resolve)Requires the Department of Professional and Financial Regulation, Maine Board of Pharmacy to adopt rules by October 15, 2005 requiring prescribers of medication to include the written word for any number used in the prescription. The rules are designated as routine technical rules.
- ME LR 88      AUTHOR:            Greeley [R]



TITLE: Prescription Drug Fraud  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Reduces forgery and fraud in obtaining prescription drugs.

NJ A 3044 SPONSOR: Cohen [D]  
TITLE: Fraudulent Prescriptions  
DISPOSITION: Pending  
SUMMARY:  
Prohibits penalizing pharmacist for dispensing fraudulent prescription approved by Medicaid, Pharmaceutical Assistance for the Aged and Disabled or Senior Gold.

NJ S 1530 SPONSOR: Allen [R]  
TITLE: Fraudulent Prescriptions  
DISPOSITION: Pending  
SUMMARY:  
Prohibits penalizing pharmacist for dispensing fraudulent prescription approved by Medicaid, Pharmaceutical Assistance for the Aged and Disabled or Senior Gold.

### ***Insurance – Plan Benefits – Pharma Managers***

ME H 437 LD: 604  
AUTHOR: Perry [D]  
TITLE: Mail Order Pharmacy Access  
DISPOSITION: Enacted  
CHAPTER: 83  
SUMMARY:  
(Resolve)Directs the Department of Health and Human Services to provide local alternatives to MaineCare's mail-order pharmacy; provides for a study of access to drugs in state-sponsored programs and initiatives for local pharmacies participating in the MainCare program; includes a study of telepharmacy.

ME S 771 LD: 1992  
AUTHOR: Mayo [D]  
TITLE: Prescription Information  
DISPOSITION: Enacted  
CHAPTER: 589  
SUMMARY:  
Relates to prescription drug information intermediaries; adds pharmacy benefits managers and electronic transmission intermediaries to the prohibition against releasing health care information that identifies a person and relates to the person's physical, mental or behavioral condition, personal family medical history, medical treatment or health care provided; relates to a person's drug order, refill, authorization request, claim, payment or other prescription drug information.

NJ A 255 SPONSOR: Cruz-Perez [D]  
TITLE: Prescription Drug Plans  
DISPOSITION: Pending  
SUMMARY:  
Prohibits certain insurance carriers from requiring pharmacies to accept reimbursement below pharmacy cost and eliminates Board of Pharmacy approval of certain pharmacy charges.





NY A 2204      SPONSOR:            Gottfried [D]  
                   TITLE:                Health Maintenance Organizations Contracts  
                   DISPOSITION:      Pending  
                   SUMMARY:  
                   Relates to certain prohibitions in contracts or agreements by health maintenance organizations; prohibits clauses which entitles reimbursement at the lowest price or rate, prohibits contracts which restrict referral of patients based solely upon a health care provider's status with a managed care product, prohibits disclosure of an enrollee's diagnosis as a condition for authorizing coverage for payment or dispensing of a prescription.

NY S 7981      SPONSOR:            Seward [R]  
                   TITLE:                Pharmacy Benefit Management  
                   DISPOSITION:      Pending  
                   SUMMARY:  
                   Provides for pharmacy benefit management and the procurement of prescription drugs to be dispensed to patients, or the administration or management of prescription drug benefits; sets forth definitions; provides for funds received by a pharmacy benefit manager to be received by the pharmacy in trust for the health plan or provider and provides for accountability of such funds.

SC H 3959      AUTHOR:             White [R]  
                   TITLE:                Pharmacies  
                   DISPOSITION:      Failed - Adjourned  
                   SUMMARY:  
                   Relates to the prohibition against limiting a participant or beneficiary of a health insurance policy or health maintenance organization plan from selecting a pharmacy or pharmacist of his own choice; deletes provisions requiring the pharmacy or pharmacist to agree to participate in the plan according to the insurer's terms.

TN H 391        SAME AS:            TN S 343  
                   AUTHOR:             Shepard [D]  
                   TITLE:                Pharmacy, Pharmacists  
                   DISPOSITION:      Failed - Adjourned  
                   SUMMARY:  
                   Concerns Pharmacy, Pharmacists; changes term "covered beneficiary" in certain pharmacy payment statutes to refer to a person identified by an HMO as eligible for service.

TN H 393        AUTHOR:             Shepard [D]  
                   TITLE:                Pharmacy, Pharmacists  
                   DISPOSITION:      Failed - Adjourned  
                   SUMMARY:  
                   Concerns Pharmacy, Pharmacists; expands entities covered by the pharmacy access statute beyond managed health insurance issuers and health insurance issuers.



TN H 3971      AUTHOR:            McDonald [D]  
 TITLE:             Insurance Companies, Agents, Brokers, Policies  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns Insurance Companies, Agents, Brokers, Policies; requires health insurance issuers to allow certain medical equipment suppliers the right to participate as a provider in a policy, and any party to such policy the right to select such medical equipment suppliers, as is presently allowed for pharmacists.

TN S 343        SAME AS:            TN H 391  
 AUTHOR:            Black [R]  
 TITLE:             Pharmacy, Pharmacists  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; changes term "covered beneficiary" in certain pharmacy payment statutes to refer to a person identified by an HMO as eligible for service.

TN S 344        SAME AS:            TN H 390  
 AUTHOR:            Black [R]  
 TITLE:             Pharmacy, Pharmacists  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; excludes certain pharmacy recoupment from interference by certain health insurance regulations governing payment of claims.

TN H 390        SAME AS:            TN S 344  
 AUTHOR:            Shepard [D]  
 TITLE:             Pharmacy, Pharmacists  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; excludes certain pharmacy recoupment from interference by certain health insurance regulations governing payment of claims.

TN S 2847        AUTHOR:            Bowers [D]  
 TITLE:             Pharmacy, Pharmacists  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; requires disclosure of certain financial arrangements between pharmacy benefit managers and drug companies and establishes penalties for violations.

TN S 1854        AUTHOR:            Herron [D]  
 TITLE:             Pharmacies and Pharmacists  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns pharmacies and pharmacists; expands entities covered by the pharmacy access statute beyond managed health insurance issuers and health insurance issuers.



VT H 160      AUTHOR:            Klein [D]  
 TITLE:             Pharmacist Reimbursement  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Allows pharmacists to be reimbursed for services provided to state pharmacy program beneficiaries.

WA H 1842    COMPANION:        WA S 5628  
 AUTHOR:            Schual-Berke [D]  
 TITLE:             Pharmacy Services  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Revises insurance coverage of pharmacy services.

WA S 5628    COMPANION:        WA H 1842  
 AUTHOR:            Keiser [D]  
 TITLE:             Insurance Coverage of Pharmacy Services  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Revises insurance coverage of pharmacy services.

WV H 4656    SPONSOR:            Perdue [D]  
 TITLE:             Pharmacy Benefit Manager Licensing And Regulation Act  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Relates to the Pharmacy Benefit Manager Licensing and Regulation Act.

***Immunizations***

CA A 1711    AUTHOR:            Strickland [R]  
 TITLE:             Health Facilities: Immunizations  
 DISPOSITION:     Enacted  
 CHAPTER:          58  
 SUMMARY:  
 Authorizes a registered nurse or license pharmacist to administer in skilled nursing facilities influenza and pneumococcal immunizations to a patient over 50 years of age, pursuant to standing orders and without patient-specific orders, if the immunization standing orders that are not patient specific meet prescribed federal recommendations and are approved by the medical director of the facility.

DE H 255     PRIMARY              Wagner [R]  
 SPONSOR:  
 TITLE:             Physician Notification of Immunizations  
 DISPOSITION:     Failed  
 SUMMARY:  
 Requires any person who administers immunizations, inoculations or vaccinations without a prescription from the patient's primary care physician to notify the patient's primary care physician within one month.

DE H 278	<p>PRIMARY SPONSOR: Wagner [R]</p> <p>TITLE: Inoculation Notification</p> <p>DISPOSITION: Pending - Carryover</p> <p>SUMMARY: Requires any person who administers immunizations, inoculations or vaccinations without a prescription from the patient's primary care physician to notify the patient's primary care physician within one month.</p>
FL S 570	<p>AUTHOR: Banking and Insurance Cmt</p> <p>TITLE: Pharmacists Flu Virus Immunizations</p> <p>DISPOSITION: Failed</p> <p>SUMMARY: Relates to pharmacists flu virus immunizations; redefines term practice of profession of pharmacy to include administering of influenza virus immunizations to adults by pharmacist within established protocol and under supervisory practitioner who is licensed physician or by written agreement with county health department; requires professional liability insurance, training and certification in immunization, and employer approval before entering in protocol.</p>
MD H 492	<p>CROSSFILED WITH: MD S 371</p> <p>AUTHOR: Rudolph [D]</p> <p>TITLE: State Board of Pharmacy</p> <p>DISPOSITION: Vetoed</p> <p>SUMMARY: Authorizes the State Board of Pharmacy to regulate pharmacy technicians; authorizes a licensed pharmacist to delegate pharmacy acts to registered pharmacy technicians, pharmacy students, and pharmacy technician trainees; alters the grounds for disciplinary action; altering prescription drug labeling requirements; establishes that specified pharmacy students may participate in specified programs without a license; relates to administration of influenza vaccinations.</p>
NH LSR 188	<p>AUTHOR: Wendelboe [R]</p> <p>TITLE: Influenza Vaccinations</p> <p>DISPOSITION: Failed - Adjourned</p> <p>SUMMARY: Relates to the administration of influenza vaccinations at designated community pharmacies.</p>
NH LSR 2591	<p>AUTHOR: Keans [R]</p> <p>TITLE: Vaccines By Pharmacists</p> <p>DISPOSITION: Failed</p> <p>SUMMARY: Relates to the administration of vaccines by pharmacists.</p>



NY A 8432	<p>SAME AS: NY S 3516          SPONSOR: Meng [D]          TITLE: Pharmacists Authorized to Administer Immunizations          DISPOSITION: Pending          SUMMARY:          Authorizes licensed pharmacists who are certified to administer immunizing agents to adults; provides that such a pharmacist may execute a non-patient specific regimen prescribed or ordered by a licensed physician or certified nurse practitioner.</p>
NY S 3516	<p>SAME AS: NY A 8432          SPONSOR: Spano [R]          TITLE: Pharmacists Authorized to Administer Immunizations          DISPOSITION: Pending          SUMMARY:          Authorizes licensed pharmacists who are certified to administer immunizing agents to adults; provides that such a pharmacist may execute a non-patient specific regimen prescribed or ordered by a licensed physician or certified nurse practitioner.</p>
OH H 524	<p>SPONSOR: Martin [R]          TITLE: Authority of Pharmacists          DISPOSITION: Pending          SUMMARY:          Modifies the authority of pharmacists to administer immunizations.</p>
RI S 2761	<p>AUTHOR: Breene [R]          TITLE: Pharmacies          DISPOSITION: Failed - Adjourned          SUMMARY:          Amends the definition of the practice of pharmacy to include the administration of prescribed injectable medications.</p>
WY S 106	<p>AUTHOR: Mockler [D]          TITLE: Immunizations by Pharmacists          DISPOSITION: Enacted          CHAPTER: 121          SUMMARY:          Relates to the Wyoming Pharmacy Act; authorizes pharmacists and pharmacist interns to prescribe and administer immunizations.</p>



## **Importation**

KY H 163 BR: 1042  
SPONSOR: Burch [D]  
TITLE: Prescription Drug Importation  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to the importation of prescription drugs; requires the Governor with the secretary of the Cabinet for health Services, to request that the Secretary of the U.S. Department of Health and Human Services certify to Congress that drug importation from foreign countries by licensed pharmacists, distributors, and wholesalers poses no additional risk to the public's health; requires that the program consist of a drug formulary and patient safety protections.

WA S 5470 COMPANION: WA H 1316  
AUTHOR: Regala [D]  
TITLE: Prescription Drug Importation  
DISPOSITION: Enacted  
CHAPTER: 293  
SUMMARY:  
Provides for the submission of a waiver request to the federal Food and Drug Administration that will authorize the state to license Canadian, United Kingdom, Irish and other non-domestic prescription drug wholesalers which would provide retail pharmacies licensed in the state the opportunity to purchase prescription drugs from approved wholesalers and pass those savings on to consumers.

## **Licensure – Pharmaceutical Boards**

AZ S 1383 AUTHOR: Cannell [D]  
TITLE: Board of Pharmacy  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to the Board of Pharmacy; tracks prescriptions for controlled substances and pseudoephedrine; reports illegal activity.

CA A 21 AUTHOR: Levine [D]  
TITLE: Pharmacists: Practice Requirements  
DISPOSITION: Pending - Carryover  
SUMMARY:  
Requires a pharmacist to dispense a prescription except in specified circumstances. Allows a pharmacist to decline on ethical, moral, or religious grounds to dispense a drug pursuant to a lawful request only if he or she satisfies certain conditions. Makes a violation of those provisions unprofessional conduct. Makes harassment of a patient by a pharmacist unprofessional conduct, subject to disciplinary action by the Board of Pharmacy.



CA A 302	<p>AUTHOR: Business and Professions Cmt          TITLE: Professions and Vocations          DISPOSITION: Enacted          CHAPTER: 506          SUMMARY:          Relates to the licensure of naturopathic doctors have passed an Canadian examination and adding such doctors to the list of persons authorized to furnish dangerous drugs and to write or issue prescriptions. Relates to reports of a licensed architect, a liability insurer, or a government agency regarding any actions against the licensee. Relates to review of private postsecondary and vocational education institutions that provide service to prepare a student for licensure examination.</p>
DE S 42	<p>PRIMARY McBride [D]          SPONSOR:          TITLE: Pharmacy          DISPOSITION: Failed          SUMMARY:          Replaces and updates the current pharmacy chapter of Title 24, including provisions relating to objectives, licensure, examination, reciprocity, complaints, grounds for discipline, hearings, and sanctions; maintains the provision for a counseling option for pharmacists impaired by drug or alcohol use or abuse; amends the section to provide that if the pharmacist does not agree with the alleged facts, the matter proceeds with a complaint and an opportunity for a hearing.</p>
IA HSB 227	<p>AUTHOR: Human Resources Cmt          TITLE: Pharmacy Practices          DISPOSITION: Failed - Adjourned          SUMMARY:          Makes changes in relation to the practice of pharmacy; establishes and appropriates fees; provides penalties.</p>
IL H 4786	<p>SPONSOR: Stephens [R]          TITLE: Definition of Health Care          DISPOSITION: Pending          SUMMARY:          Amends the Pharmacy Practice Act of 1987. Provides that a pharmacist licensed under the Act may, based on his or her personal, religious beliefs, refuse to fill a prescription for and to dispense emergency contraception. Amends the Health Care Right of Conscience Act. Adds the dispensation of prescribed medication to the list of activities included in the definition of health care, adds pharmacist to the list of occupations included in the definition.</p>
KS H 2154	<p>AUTHOR: Health and Human Services Cmt          TITLE: Pharmacists          DISPOSITION: Enacted          CHAPTER: 2005-26          SUMMARY:          Relates to pharmacists and pharmacy; relates to hearings.</p>



KS H 2156      AUTHOR:            Health and Human Services Cmt  
 TITLE:             Pharmacy Technicians  
 DISPOSITION:    Enacted  
 CHAPTER:         2005-66  
 SUMMARY:  
 Concerns the State Board of Pharmacy; regards registration of pharmacy technicians.

KS H 2223      AUTHOR:            Health and Human Services Cmt  
 TITLE:             Board of Pharmacy  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns the Board of Pharmacy; relates to hearing costs.

KS H 2827      AUTHOR:            Health and Human Services Cmt  
 TITLE:             Pharmacists and Pharmacy  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Concerns pharmacists and pharmacy; relates to home health agencies maintaining an emergency medication kit.

KS H 2830      AUTHOR:            Health and Human Services Cmt  
 TITLE:             Pharmacists and Pharmacy  
 DISPOSITION:    Enacted  
 CHAPTER:         40  
 SUMMARY:  
 Concerns pharmacists and pharmacy; relates to the registration of pharmacy technicians; requires an examination; repeals an existing section.

KS H 2831      AUTHOR:            Health and Human Services Cmt  
 TITLE:             Pharmacists and Pharmacy  
 DISPOSITION:    Enacted  
 CHAPTER:         41  
 SUMMARY:  
 Concerns pharmacists and pharmacy; relates to the accreditation council for pharmacy; repeals an existing section.

LA H 261        AUTHOR:            Johns [R]  
 TITLE:             The Pharmacy Practice Act  
 DISPOSITION:    Enacted  
 ACT:                164  
 SUMMARY:  
 Provides relative to the Pharmacy Practice Act; requires that in order for a pharmacist currently licensed in another jurisdiction to obtain a license as a pharmacist by reciprocity in this state, the applicant shall present to the board evidence of any disciplinary, criminal, or other adverse action, including arrests taken against him by another licensing jurisdiction, government agency, law enforcement agency, or court.



MA H 4706	<p>AUTHOR: Joint Public Health          TITLE: Pharmacy Definition          DISPOSITION: Pending          SUMMARY:          Relates to the definition of a pharmacy.</p>
MA S 1290	<p>FILED AS: MA SD 146          AUTHOR: Moore [D]          TITLE: Continuing Education for Prescribers          DISPOSITION: Pending          SUMMARY:          Relates to continuing education for prescribers.</p>
MA S 1291	<p>FILED AS: MA SD 147          AUTHOR: Moore [D]          TITLE: Physician Credentialing Process          DISPOSITION: Pending          SUMMARY:          Streamlines the physician credentialing process.</p>
MD H 492	<p>CROSSFILED WITH: MD S 371          AUTHOR: Rudolph [D]          TITLE: State Board of Pharmacy          DISPOSITION: Vetoed          SUMMARY:          Authorizes the State Board of Pharmacy to regulate pharmacy technicians; authorizes a licensed pharmacist to delegate pharmacy acts to registered pharmacy technicians, pharmacy students, and pharmacy technician trainees; alters the grounds for disciplinary action; altering prescription drug labeling requirements; establishes that specified pharmacy students may participate in specified programs without a license; relates to administration of influenza vaccinations.</p>
MD H 1569	<p>AUTHOR: Elliott [R]          TITLE: State Board of Pharmacy          DISPOSITION: Enacted          CHAPTER: 408.          SUMMARY:          Requires that the State Board of Pharmacy revoke a license to practice pharmacy if the holder of the license is convicted of knowingly selling or delivering a specified substance without specified authorization; authorizes the Board to reinstate a license to practice pharmacy under specified circumstances; relates to sale of a drug that is different from that ordered.</p>



- MD S 371      CROSSFILED WITH: MD H 492  
AUTHOR:            Hollinger [D]  
TITLE:              State Board of Pharmacy  
DISPOSITION:      Enacted  
CHAPTER:          523.  
SUMMARY:  
Authorizes the State Board of Pharmacy to regulate pharmacy technicians; requires adoption of standards for approving examinations; authorizes a licensed pharmacist to delegate pharmacy acts to registered pharmacy technicians, pharmacy students, and pharmacy technician trainees under specified circumstances; alters the grounds for disciplinary action; alters prescription drug labeling requirements; establishes that specified pharmacy students may participate in programs without a license.
- ME S 505      LD:                  1480  
AUTHOR:            Bromley [D]  
TITLE:              Licensing Boards  
DISPOSITION:      Enacted  
CHAPTER:          262  
SUMMARY:  
Provides for fees in relation to Chiropractic Licensure, the Maine Board of Pharmacy, the Board of Licensure for Professional Land Surveyors and the Board of Real Estate Appraisers; provides for a standardized approach to licensure renewal procedures.
- MI EO 24      SPONSOR:          Office of the Governor  
TITLE:              Prescription Drugs  
SUMMARY:  
(Executive Order No. 2005-24) Provides a temporary suspension of requirements relating to prescription drug prescriptions issued by licensed physicians in the States of Alabama, Louisiana, and Mississippi.
- MI H 4821      SPONSOR:          Mortimer [R]  
TITLE:              State Association of Pharmacists  
DISPOSITION:      Enacted  
PUBLIC ACT:        89  
SUMMARY:  
Expands the definition of a review entity to include an organization established by a state association of pharmacists, that collects and verifies the authenticity of documents and other data concerning the qualifications, competence, or performance of licensed pharmacists and pharmacies.
- MI H 6205      SPONSOR:          Green [R]  
TITLE:              Pharmacist Board  
DISPOSITION:      Pending  
SUMMARY:  
Relocates the terms associated with pharmacists.



MN H 3104 COMPANION: MN S 3277  
AUTHOR: Goodwin [DFL]  
TITLE: Occupations and Professions  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to occupations and professions; provides penalties for failure to dispense prescription drugs.

MO H 1517 SPONSOR: Behnen [R]  
TITLE: Duties Of The Board Of Pharmacy  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Changes the duties of the Board of Pharmacy and requires a pharmacy permit or license to open, establish, operate, or maintain a veterinary pharmacy.

MO H 1700 SPONSOR: Wasson [R]  
TITLE: Pharmacy Practice  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Revises laws regarding pharmacy practice.

MS H 542 AUTHOR: Warren [D]  
TITLE: Board Of Pharmacy  
DISPOSITION: Enacted  
CHAPTER: 533  
SUMMARY:  
Extends a repealer on the Board of Pharmacy; provides for criminal background checks of students and a computer program to track prescriptions for controlled substances.

NC H 1493 AUTHOR: Cole [D]  
TITLE: Pharmacy Quality Assurance Protection Act  
DISPOSITION: Enacted  
CHAPTER #: 2005-427  
SUMMARY:  
Establishes the pharmacy quality assurance protection act to facilitate the continuous review of the practice of pharmacy.

NJ S 543 SPONSOR: Buono [D]  
TITLE: Pharmacy Board  
DISPOSITION: Pending  
SUMMARY:  
Adds two members to Board of Pharmacy and specifies type of employer of three of the members.

NH LSR 187 AUTHOR: Wendelboe [R]  
TITLE: Pharmacy Board Law  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to technical corrections to the New Hampshire pharmacy board law.



NV BDR 60 (2007)      AUTHOR:            Office of Schneider  
 TITLE:             State Board of Pharmacy  
 DISPOSITION:     Pending  
 SUMMARY:  
 Abolishes the State Board of Pharmacy.

PA H 549            PN:                 597  
 AUTHOR:            Civera [R]  
 TITLE:             Pharmacy Act of 1961  
 DISPOSITION:     Pending  
 SUMMARY:  
 Amends the Pharmacy Act of 1961. Further Provides for definitions. Provides for registration, qualifications and supervision of pharmacy technicians.

PA H 752            PN:                 843  
 AUTHOR:            Mann [D]  
 TITLE:             Pharmacy Act of 1961  
 DISPOSITION:     Pending  
 SUMMARY:  
 Amends the Pharmacy Act of 1961. Further provides for refusal to grant and revocation and suspension of licenses. Provides for the donation of unused prescription drugs.

PA H 1754          PN:                 4038  
 AUTHOR:            DeLuca [D]  
 TITLE:             Pharmacy Act of 1961  
 DISPOSITION:     Pending  
 SUMMARY:  
 Amends the Pharmacy Act of 1961. Provides for definitions. Provides for licensure and permits for pharmacy technicians. Provides for multiple licensure, for sanctions, for administration, for reinstatement, for penalties and for injunctions.

PA H 1398          PN:                 1686  
 AUTHOR:            Gingrich [R]  
 TITLE:             Prescription Drug Distributor Licensing  
 DISPOSITION:     Pending  
 SUMMARY:  
 Provides for the licensing of prescription drug wholesale distributors and for the powers and duties of the State Pharmacy Board. Prescribes penalties.

PA H 2303          PN:                 3227  
 AUTHOR:            Boyd [R]  
 TITLE:             Pharmacy Act of 1961  
 DISPOSITION:     Pending  
 SUMMARY:  
 Amends the Pharmacy Act of 1961. Provides for licensure. Imposes functions on the Commissioner of Professional and Occupational Affairs and the Legislative Reference Bureau. Allows suspension of the license of any pharmacist who sets an unreasonable fee for repackaging and relabeling pharmaceuticals in violation of a statutory provision relating to fees for providing long-term care patients access to pharmaceuticals.



SC S 881	<p>AUTHOR: Ritchie [R]          TITLE: Practice of Physicians          DISPOSITION: Enacted          ACT: 385          SUMMARY:          Relates to the practice of physicians, surgeons, and osteopaths; provides for the composition of the State Board of Medical Examiners; provides that if a licensee attends a patient while under the influence of alcohol or drugs, he is guilty of a misdemeanor; provides that it is unprofessional conduct for a licensee to prescribe drugs to an individual without first establishing a proper physician-patient relationship.</p>
TN H 2729	<p>SAME AS: TN S 2509          AUTHOR: Kernell [D]          TITLE: Sunset Laws for Board of Pharmacy          DISPOSITION: Enacted          CHAPTER #: 995          SUMMARY:          Concerns sunset laws and the board of pharmacy.</p>
TN H 3382	<p>AUTHOR: Shepard [D]          TITLE: Pharmacists          DISPOSITION: Failed - Adjourned          SUMMARY:          Concerns Pharmacy, Pharmacists; establishes a licensing framework for wholesalers of prescription drugs.</p>
TN H 3674	<p>AUTHOR: Odom [D]          TITLE: Pharmacy, Pharmacists          DISPOSITION: Failed - Adjourned          SUMMARY:          Relates to Pharmacy, Pharmacists; enacts registration and educational requirements for pharmaceutical manufacturer representatives.</p>
TN H 3722	<p>AUTHOR: Kernell [D]          TITLE: Sunset Laws          DISPOSITION: Failed - Adjourned          SUMMARY:          Concerns Sunset Laws; board of pharmacy, June 30, 2010.</p>
TN S 1389	<p>SAME AS: TN H 1480          AUTHOR: Harper [D]          TITLE: Sunset Laws          DISPOSITION: Failed - Adjourned          SUMMARY:          Concerns Sunset Laws; board of pharmacy, June 30, 2009.</p>
TN S 1403	<p>SAME AS: TN H 1476          AUTHOR: Harper [D]          TITLE: Sunset Laws          DISPOSITION: Failed - Adjourned          SUMMARY:</p>



Concerns Sunset Laws; state TennCare pharmacy advisory committee, June 30, 2009.

TN S 2509      SAME AS:            TN H 2729  
AUTHOR:            Harper [D]  
TITLE:                Sunset Laws  
DISPOSITION:        Failed - Adjourned  
SUMMARY:  
Concerns Sunset Laws; board of pharmacy, June 30, 2010.

TN S 2332      SAME AS:            TN H 2348  
AUTHOR:            Kyle [D]  
TITLE:                Pharmacies and Pharmacists  
DISPOSITION:        Failed - Adjourned  
SUMMARY:  
Concerns Pharmacies and Pharmacists; specifies that the agents of the pharmacy members of the board of pharmacy may employ the following methods, among others, to inspect a pharmacy: reviews and copies prescriptions and patient profiles; takes a drug inventory; requests all documents, audio, visual, and other electronic material relating to an inspection or investigation.

VT H 871        AUTHOR:            Government Operations Cmt  
TITLE:                Office of Professional Regulation  
DISPOSITION:        Enacted  
ACT:                 148  
SUMMARY:  
Modifies the statutory provisions relating to the office of professional regulation and the following professions and occupations: architects, dentists, dental hygienists, professional engineers, funeral directors, nurses, optometrists, pharmacists, physical therapists, real estate brokers and salespersons, veterinarians, land surveyors, opticians, private investigators and security guards, clinical social workers, clinical mental health counselors, real estate appraisers, acupuncturists.

WA H 1168      AUTHOR:            Appleton [D]  
TITLE:                Nonresident Canadian Pharmacy Regulation  
DISPOSITION:        Enacted  
CHAPTER:            275  
SUMMARY:  
Authorizes the State Board of Pharmacy to regulate nonresident Canadian pharmacies.

### ***Medicaid – Medicaid Programs***

LA H 1262      AUTHOR:            Salter [D]  
TITLE:                Medicaid Prescription Drug Reimbursement  
DISPOSITION:        Enacted  
ACT:                 801  
SUMMARY:  
Relates to the medical assistance program; provides for reimbursement for prescription drugs; provides for medical vendor reimbursements; provides for limitation of ingredient reimbursement for multi-source prescription drugs; relates to Medicaid reimbursement; requires a state plan for increased pharmacy dispensing



fees.



TN H 1882      AUTHOR:            Turner M [D]  
 TITLE:             TennCare  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns TennCare, and requires the comptroller to make a report on the impact of TennCare changes to the TennCare Oversight Committee by January 15, 2006. Requires the comptroller's actuarial report to address estimates concerning TennCare Assist. Changes sunset date on TennCare Pharmacy Advisory Committee to June 30, 2010.

TN H 3206      SAME AS:            TN S 3423  
 AUTHOR:            Odom [D]  
 TITLE:             TennCare  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns TennCare; enacts the TennCare Pharmacy Cost to Dispense Act of 2006; requires the TennCare Bureau to competitively procure an annual study designed to accurately assess the cost of dispensing a prescription in a retail or community pharmacy setting to a TennCare enrollee.

TN H 4012      AUTHOR:            McMillan [D]  
 TITLE:             TennCare  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns TennCare; revises various provisions regarding TennCare, including requiring the board of pharmacy to report the collection of any fines resulting from a TennCare-related matter, specifying that the state is no longer required to process applications for TennCare for persons who no longer fall into an eligible coverage category.

TN S 529        SAME AS:            TN H 702  
 AUTHOR:            McNally [R]  
 TITLE:             TennCare  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns TennCare; authorizes the Pharmacy Advisory Committee to appoint a chair and a vice chair instead of the Governor.

TN S 2306      SAME AS:            TN H 2322  
 AUTHOR:            Kyle [D]  
 TITLE:             TennCare  
 DISPOSITION:     Enacted  
 CHAPTER #:        153  
 SUMMARY:  
 Concerns TennCare; specifies that the terms of the chair and vice chair of the TennCare pharmacy, who are appointed by the governor, expire on December 31 of the year in which they are appointed or upon the appointment of their successors, whichever is later; removes the requirement that the committee meet at least quarterly.



- TN S 2309      SAME AS:            TN H 2290  
AUTHOR:            Kyle [D]  
TITLE:                TennCare  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns TennCare; requires bureau of TennCare to create state pharmaceutical assistance program to provide pharmaceutical benefits to certain elderly and disabled Tennesseans.
- TN S 3896      AUTHOR:            Kyle [D]  
TITLE:                TennCare  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns TennCare; revises various provisions regarding TennCare, including requiring the board of pharmacy to report the collection of any fines resulting from a TennCare-related matter, specifying that the state is no longer required to process applications for TennCare for persons who no longer fall into an eligible coverage category.
- NH H 697        AUTHOR:            Wendelboe [R]  
TITLE:                Medicaid Reimbursement Rates for Pharmacy Providers  
DISPOSITION:      Enacted  
CHAPTER:            73  
SUMMARY:  
Establishes a committee to study Medicaid reimbursement rates for pharmacy providers.

***Medication Errors – Quality***

- CA SCR 49      AUTHOR:            Speier [D]  
TITLE:                Medication Errors Panel  
DISPOSITION:      Adopted  
CHAPTER:            123  
SUMMARY:  
Creates a panel to study the causes of medication errors and to recommend changes in the health care system that would reduce the errors associated with the delivery of prescription and over the counter medication to consumers.
- IL H 1578      SPONSOR:          Flowers [D]  
TITLE:                Adverse Health Care Event Reporting Act  
DISPOSITION:      Pending - Carryover  
SUMMARY:  
Creates the Adverse Health Care Event Reporting Act and amends the Hospital Licensing Act and the Pharmacy Practice Act of 1987. Requires hospitals to report to the Department of Public Health certain types of adverse health care events, including surgical events, product or device events, patient protection events, care management events, environmental events and criminal events. Relates to a pharmacy owned or operated by a hospital or operated by a person with whom the hospital has contracted.

LA H 153	<p>AUTHOR: Johns [R]          TITLE: Health Care Prescription Monitoring Program          DISPOSITION: Enacted          ACT: 676          SUMMARY:          Creates the Prescription Monitoring Program; provides for denial, revocation, suspension or termination of a license; provides for data analysis and reporting to the legislature; relates to controlled substances; includes a wholesale distributor.</p>
MA HD 4801	<p>AUTHOR: Walsh S [D]          TITLE: Prescription Drug Safeguarding and Monitoring          DISPOSITION: Pending          SUMMARY:          Relates to safeguarding and monitoring of prescription drugs by the Department of Public Health and the division investigation unit of the Division of State Police.</p>
MA S 1315	<p>FILED AS: MA SD 816          AUTHOR: Pacheco [D]          TITLE: Safe Medication Administration          DISPOSITION: Pending          SUMMARY:          Ensures safe medication administration; relates to prescriptive authority of dentists, nurses, podiatrists, optometrists, perfusionists, physicians, and veterinarians.</p>
MA S 2098	<p>AUTHOR: Tucker [D]          TITLE: Pharmacies and Medical Dispensing Errors          DISPOSITION: Pending          SUMMARY:          Requires pharmacies to inform the Department of Public Health of medication dispensing errors.</p>
MA S 2434	<p>AUTHOR: Joint cmte on Elder Affairs          TITLE: Pharmacies and Medical Dispensing Errors          DISPOSITION: Pending          SUMMARY:          Requires pharmacies to inform the Department of Public Health of medication dispensing errors.</p>
MA S 2487	<p>AUTHOR: Joint cmte on Elder Affairs          TITLE: Pharmacies and Medical Dispensing Errors          DISPOSITION: Pending          SUMMARY:          Requires pharmacies to inform the Department of Public Health of medication dispensing errors.</p>
MA SD 118	<p>FILED AS: MA S 1278          AUTHOR: Moore [D]          TITLE: Medication Errors          DISPOSITION: Pending          SUMMARY:          Concerns medication error reporting.</p>



MA SD 816	FILED AS: MA S 1315 AUTHOR: Pacheco [D] TITLE: Safe Medication Distribution DISPOSITION: Pending SUMMARY: Concerns the safe distribution of medication.
MD H 626	AUTHOR: Mandel [D] TITLE: Prescription Safety Act DISPOSITION: Failed - Adjourned SUMMARY: Authorizes electronic transmission of prescriptions; requires a prescription to contain specified elements; requires health occupation boards to ensure compliance with prescription requirements; requires the Secretary of Health and Mental Hygiene to work with the health occupation boards and health practitioner professional associations to provide education regarding prescription requirements.
MD S 199	AUTHOR: Jacobs [R] TITLE: Injury Reports DISPOSITION: Failed - Adjourned SUMMARY: Provides that specified provisions of law regarding injury reports made by a physician, pharmacist, dentist, or nurse who treats an individual with injuries that were caused or show evidence of having been caused by an automobile accident or a lethal weapon or by an individual in charge of a hospital who treats the injured individual apply in Cecil County.
MI H 4723	SPONSOR: Sak [D] TITLE: Harmful Drugs Regulation DISPOSITION: Pending SUMMARY: Prohibits the purchase of harmful drugs via the internet without a good faith prior examination.
NJ A 145	SPONSOR: Vandervalk [R] TITLE: Prescription Drug Related Deaths DISPOSITION: Pending SUMMARY: Requires pharmacists to report prescription drug-related deaths and substantial bodily injuries to Board of Pharmacy.
NJ A 1025	SPONSOR: Van Drew [D] TITLE: Pharmacy Quality Error Prevention DISPOSITION: Pending SUMMARY: Pharmacy Quality Improvement and Error Prevention Act.
NJ S 1752	SPONSOR: Asselta N [R] TITLE: Pharmacy Quality Assurance DISPOSITION: Pending SUMMARY: Pharmacy Quality Improvement and Error Prevention Act.





TN H 1375      SAME AS:            TN S 778  
AUTHOR:            Strader [R]  
TITLE:                Pharmacy  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns Pharmacy, and Pharmacists; enacts the Medication Misuse and Abuse Prevention Act of 2005.

TN S 778        SAME AS:            TN H 1375  
AUTHOR:            Burchett [R]  
TITLE:                Medication Misuse and Abuse Prevention  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Concerns pharmacies; enacts the Medication Misuse and Abuse Prevention Act of 2005.

### ***Prescriptive Authority***

AK H 204        AUTHOR:            Thomas [R]  
TITLE:                Use of Pharmaceuticals by **Optometrists**  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Relates to the prescription and use of pharmaceutical agents, including controlled substances, by optometrists.

CT H 5617      INTRODUCER:        Joint Public Health  
TITLE:                Prescriptive Authority of **Advance Practice Nurses**  
DISPOSITION:      Enacted  
CHAPTER #:        169  
SUMMARY:  
Concerns the prescriptive authority of advanced practice registered nurses; allows advanced practice registered nurses, in collaboration with a physician licensed in the state, to request, sign for, receive and dispense professional drug samples in all health care settings.

GA H 832        AUTHOR:            McCall [R]  
TITLE:                **Physicians Assistants**  
DISPOSITION:      Enacted  
ACT:                 598  
SUMMARY:  
Relates to approval of physician's assistants; provides for actions of such assistants with regard to professional samples; provides for related matters.

GA H 923        AUTHOR:            Cox [R]  
TITLE:                **Psychologists**  
DISPOSITION:      Failed - Adjourned  
SUMMARY:  
Relates to psychologists; authorizes certain psychologists to prescribe drugs in certain circumstances; provides that psychologists certified to prescribe drugs are exempt from criminal law as are other medical professionals licensed to prescribe; exempts from liability pharmacists and nurses acting in good faith upon the orders



of a psychologist certified to prescribe.

- GA H 935      AUTHOR:            Burmeister [R]  
                  TITLE:            **Advanced Practice Registered Nurse**  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Relates to delegation of authority to a nurse or physician's assistant; provides for prescriptive authority of advanced practice registered nurses; deletes a provision relating to a Drug Enforcement Administration license; provides for related matters; repeals conflicting laws.
- GA HR 1819    AUTHOR:            Cox [R]  
                  TITLE:            Prescriptive Authority of **Psychologists**  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Creates House Study Committee on Prescriptive Authority of Psychologists.
- GA S 211      AUTHOR:            Harp [R]  
                  TITLE:            **Optometrists**  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Relates to optometrists; provides for additional pharmaceutical agents which may be used by a doctor of optometry for treatment purposes; provides for related matters; repeals conflicting laws.
- HI H 539      COMPANION:       HI S 1239  
                  AUTHOR:            Arakaki [D]  
                  TITLE:            **Psychologists**  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Authorizes trained and supervised medical psychologists working in federally qualified health centers or other licensed health clinics located in federally designated medically underserved areas to prescribe psychotropic medications for the treatment of mental illness. Repeals prescriptive authority July 1, 2013.
- HI H 1118     AUTHOR:            Lee [D]  
                  TITLE:            Prescriptive Authority for **Nurses**  
                  DISPOSITION:    Enacted  
                  ACT:              30  
                  SUMMARY:  
                  Clarifies the law authorizing prescriptive authority to qualified advanced practice registered nurses.
- HI H 2589     AUTHOR:            Green [D]  
                  TITLE:            **Psychologists**  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Establishes conditional prescriptive certificates that authorizes qualified psychologists practicing at federally qualified health centers or health clinics located in a medically underserved area or a mental health professional shortage area to prescribe psychotropic medications. Establishes prescriptive certificates; relates to psychologists.



- HI SCR 113      AUTHOR:            Chun Oakland [D]  
 TITLE:             Study on Prescribing of Psychotropic Medications  
 DISPOSITION:     Adopted  
 SUMMARY:  
 Request the Legislative Reference Bureau to study the issue of authorizing **psychologists** who have obtained the appropriation education, training and experience to prescribe a limited formulary of psychotropic medication for mental illness while practicing in federally qualified health centers or licensed health clinics in federally underserved areas or in mental health professional shortage areas.
- IA S 2386        SIMILAR:           IA H 2331  
 AUTHOR:           Human Resources Cmt  
 TITLE:             Authority of a **Physician Assistant**  
 DISPOSITION:     Failed  
 SUMMARY:  
 Eliminates certain restrictions on the authority of a physician assistant to prescribe certain schedule II controlled substances.
- IL H 1179        SPONSOR:          Saviano [R]  
 TITLE:             **Optometry** Practice  
 DISPOSITION:     Pending - Carryover  
 SUMMARY:  
 Amends the Illinois Optometric Practice Act of 1987. Makes a technical change in a Section concerning the practice of optometry. Changes the definition of "therapeutic ocular pharmaceutical agents". Provides that medication administered by injection may be used only for the treatment of anaphylaxis. Amends the Illinois Controlled Substances Act. Adds references to optometrists in the definitions of "practitioner", "prescriber", and "prescription".
- IL H 1591        SPONSOR:          Saviano [R]  
 TITLE:             **Naturopathic Physicians** License  
 DISPOSITION:     Pending - Carryover  
 SUMMARY:  
 Amends the Medical Practice Act of 1987 to include naturopathic physicians. Provides for the licensure of naturopathic physicians by the Department of Financial and Professional Regulation. Provides that the Department may grant authority to treat human ailments with limited prescriptive authority or through the performance of minor office procedures to applicants who meet certain requirements. Replaces one public member of the Medical Disciplinary Board.
- IL S 527         SPONSOR:          Ronen [D]  
 TITLE:             Certification of Prescribing Clinical **Psychologists**  
 DISPOSITION:     Pending - Carryover  
 SUMMARY:  
 Amends the Clinical Psychologist Licensing Act to include the certification of prescribing clinical psychologists. Provides that the Department of Financial and Professional Regulation shall certify licensed, doctoral-level psychologists to prescribe and dispense drugs in accordance with applicable State and federal laws.



- IL S 2239      SPONSOR:            Ronen [D]  
 TITLE:                Mid Level Practitioner Controlled Substance License  
 DISPOSITION:        Pending  
 SUMMARY:  
 Amends the **Nursing** and **Advanced Practice Nursing** Act. Adds Schedule II controlled substances to the list of controlled substances that an advanced practice nurse must obtain a mid-level practitioner controlled substance license for in order to prescribe. Amends the Pharmacy Practice Act of 1987. Exempts the delegation of limited prescriptive authority regarding Schedule II controlled substances by a physician licensed to practice medicine in all its branches.
- KY H 518      BR:                    1694  
 SPONSOR:            Marzian [D]  
 TITLE:                Prescriptive Authority For **Advanced Registered Nurse**  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Relates to prescriptive authority for advanced registered nurse practitioners; permits advanced registered nurse practitioners to prescribe, but not dispense, controlled substances; establishes conditions for prescribing each schedule of controlled substances; authorizes advanced registered nurse practitioners to prescribe a 72-hour supply of Schedule II controlled substances.
- KY S 65        BR:                    1161  
 SPONSOR:            Tapp [R]  
 TITLE:                Prescriptive Authority  
 DISPOSITION:        Enacted  
 CHAPTER:            5  
 SUMMARY:  
 Relates to prescriptive authority for advanced registered **nurse practitioners**. Permits advanced registered nurse practitioners to prescribe but not dispense, controlled substances. Establishes conditions for each schedule of controlled substances prescribed. Limits the prescribing of psychostimulants to advanced registered nurse practitioners who are certified in psychiatric-mental health nursing. Creates the Controlled Substances Formulary Development Committee.
- MD S 818      AUTHOR:              Hollinger [D]  
 TITLE:                Physician Delegation Agreements  
 DISPOSITION:        Enacted  
 CHAPTER:            540.  
 SUMMARY:  
 Relates to physician delegation agreements; requires a physician to be previously approved for the same scope of practice in a different practice setting; provides that if the **Physician Assistant** Advisory Committee recommends a denial of a pending delegation agreement, a physician assistant may no longer practice in accordance with the delegation agreement; relates to records; requires a notation of any prescriptions written by such assistant physician.



MI S 380      SPONSOR:            George [R]  
 TITLE:             **Physical Therapy** Prescription  
 DISPOSITION:     Enacted  
 PUBLIC ACT:       281  
 SUMMARY:  
 Removes the subfield license terminology from the provisions of law requiring a prescription by a licensed physical therapist in order to engage in actual treatment of an individual.

MN H 1840    COMPANION:        MN S 1830  
 AUTHOR:            Abeler [R]  
 TITLE:             **Physician Assistants**  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Relates to physician assistants; modifies physician review; modifies information contained on prescriptions.

MO H 987      SPONSOR:            Sater [R]  
 TITLE:             Prescriptive Authority  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Provides **physician assistants** and **advanced practice nurses** with prescriptive authority.

MO H 1038    SPONSOR:            Sander [R]  
 TITLE:             **Registered Nurses**  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Adds advanced practice registered nurses to the list of persons who may prescribe, administer, and dispense controlled substances and to the list required to label drugs they dispense.

MO H 1102    SPONSOR:            Jones K [R]  
 TITLE:             Prescriptive Authority  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Provides **advanced practice nurses** with prescriptive authority.

NE L 1002    AUTHOR:             Synowiecki [NP]  
 TITLE:             **Nurse Practitioners**  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Relates to nurse practitioners; amends section 71-1721, Revised Statutes Supplement, 2005; changes provisions relating to prescribing authority.

NY A 4329    SAME AS:            NY S 2719  
 SPONSOR:           Tokasz [D]  
 TITLE:             **Optometrists** Authorization  
 DISPOSITION:     Pending  
 SUMMARY:  
 Authorizes optometrists certified to use therapeutic pharmaceutical agents for the treatment or prevention of ocular disease, to also use specified oran



pharmaceutical agents in their practices.

- NY A 8800      SAME AS:            NY S 4943  
                  SPONSOR:           Rules Cmt  
                  TITLE:              **Physician's Assistants** Issuance of Medical Orders  
                  DISPOSITION:      Enacted  
                  CHAPTER:          351  
                  SUMMARY:  
                  Authorizes physician's assistants working or extended privileges in a hospital to issue inpatient medical orders, including those for controlled substances.
- NY S 2719      SAME AS:            NY A 4329  
                  SPONSOR:           Libous [R]  
                  TITLE:              **Optometrists** Authorization  
                  DISPOSITION:      Pending  
                  SUMMARY:  
                  Authorizes optometrists certified to use therapeutic pharmaceutical agents for the treatment or prevention of ocular disease, to also use specified oral pharmaceutical agents in their practices.
- NY S 4943      SAME AS:            NY A 8800  
                  SPONSOR:           Hannon [R]  
                  TITLE:              **Physician's Assistants** Issuance of Medical Orders  
                  DISPOSITION:      Pending  
                  SUMMARY:  
                  Authorizes physician's assistants working or extended privileges in a hospital to issue inpatient medical orders.
- OH H 305       SPONSOR:           Peterson [R]  
                  TITLE:              Practice of **Physician Assistants**  
                  DISPOSITION:      Pending  
                  SUMMARY:  
                  Revises the laws regarding the practice of physician's assistants; includes the establishment of physician-delegated prescriptive authority; modifies the authority of advanced practice nurses to furnish supplies of drugs to patients.
- OH S 154       SPONSOR:           Wachtmann [R]  
                  TITLE:              **Physician Assistants**  
                  DISPOSITION:      Enacted  
                  SESSION LAW:      73  
                  SUMMARY:  
                  Revises laws regarding the practice of physician assistants, including the establishment of physician-delegated prescriptive authority, and to modify the authority of advanced practice nurses to furnish supplies of drugs to patients.
- SD H 1037      AUTHOR:             Health and Human Services Cmt  
                  TITLE:              Schedule II Controlled Drug Prescription  
                  DISPOSITION:      Enacted  
                  SUMMARY:  
                  Revises certain provisions related to the length of prescriptions for schedule II controlled drugs by **physician assistants**, certified **nurse practitioners**, and certified **nurse midwives** to thirty days; provides for instructions and documentation.





TN S 723 AUTHOR: Cooper [D]  
TITLE: **Psychologists**  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Concerns Psychologists; grants prescribing authority to psychologists, subject to specific education and testing requirements.

VA S 456 AUTHOR: Devolites [R]  
TITLE: **Nurse Practitioners**  
DISPOSITION: Enacted  
CHAPTER: 494  
SUMMARY:  
Expands the prescriptive authority of nurse practitioners to include Schedule II controlled substances after a specified date.

WA H 1479 COMPANION: WA S 5516  
AUTHOR: Morrell [D]  
TITLE: **Nurse Practitioners**  
DISPOSITION: Enacted  
CHAPTER: 28  
SUMMARY:  
Regards independent prescriptive authority for advanced registered nurse practitioners; includes hospitals, nursing homes and under the direction of physicians or licensed registered nurses.

WA H 1546 COMPANION: WA S 5605  
AUTHOR: Clibborn [D]  
TITLE: **Naturopathic Physicians**  
DISPOSITION: Enacted  
CHAPTER: 158  
SUMMARY:  
Regulates naturopathic physicians; provides for the development of education and training for the use of controlled substances.

WA S 5516 COMPANION: WA H 1479  
AUTHOR: Thibaudeau [D]  
TITLE: Registered **Nurse Practitioners**  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Regards independent prescriptive authority for advanced registered nurse practitioners.

### ***Pricing/Price Transparency***

ME H 810 LD: 1167  
AUTHOR: Marrache [D]  
TITLE: Drug Wholesalers  
DISPOSITION: Failed  
SUMMARY:  
Creates a licensing structure for wholesale distributors of prescription drugs to be regulated by the Maine Board of Pharmacy. Includes definitions, licensing requirements for wholesale distributors of prescription drugs, restrictions on



transactions for wholesale distributors of prescription drugs, and requirements for pedigrees for prescription drugs.

- ME H 1392 LD: 1987  
AUTHOR: Makas [D]  
TITLE: Prescription Drug Price Information  
DISPOSITION: Enacted  
CHAPTER: 610  
SUMMARY:  
Relates to prescription drug price information; requires a pharmacist to provide to the consumer information on the current usual price for cash customers and the price applicable to the consumer; requires posting of a notice informing consumers that they may obtain current usual and customary price information from the pharmacist.
- ME LR 3066 AUTHOR: Makas [D]  
TITLE: Pharmaceutical Pricing  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Requires the Director of the Governor's Office of Health Policy and Finance to compile a list of the 20 most-distributed prescription drugs; requires notification of chain pharmacies licensed in the State of the list; requires each chain pharmacy to report monthly to the Director on the retail pricing of listed drugs; requires posting in store along with prices and any generic equivalents; provides for a website for governmental posting of the data.
- MI H 5707 SPONSOR: Kahn [R]  
TITLE: Drug Price List  
DISPOSITION: Pending  
SUMMARY:  
Relates to the drug price list; requires pharmacist to compile a drug retail price list.
- MI H 6281 SPONSOR: Bieda [D]  
TITLE: Drug Retail Price  
DISPOSITION: Pending  
SUMMARY:  
Requires pharmacists to compile and post on the internet a drug retail price list.
- NJ A 2537 SPONSOR: Greenstein [D]  
TITLE: Prescription Drug Retail Price Registry  
DISPOSITION: To Governor  
SUMMARY:  
Establishes the Prescription Drug Retail Price Registry in the Department of Health and Senior Services; requires pharmacies to compile drug retail price lists of the 150 most frequently prescribed prescription drugs in the state readily available to consumers; requires the actual price paid to a pharmacy by a retail purchaser; provides for electronic transmittal to pharmacies to update their price lists; includes an advisory statement alerting consumers to ask about harmful drug interactions.



NY A 6673      SAME AS:            NY S 4773  
                   SPONSOR:           Lafayette [D]  
                   TITLE:                Mandated Cost of Pharmaceutical Drugs  
                   DISPOSITION:       Pending  
                   SUMMARY:  
                   Mandates that the cost of pharmaceutical patented or generic drugs be no more expensive than any other location where such drugs could be purchased; directs the Commissioner of Health to establish a reasonable dispensing fee for dispensing a patented or generic pharmaceutical product to the public.

NY A 7123      SPONSOR:            Jacobs [D]  
                   TITLE:                Guide for Generic Drugs  
                   DISPOSITION:       Pending  
                   SUMMARY:  
                   Authorizes the state board of pharmacy, in conjunction with the state consumer protection board, to prepare and publish a guide explaining the purpose, function and availability of generic drugs; requires prescribers of drugs not approving a generic substitution to inform the patient of the reasons for such non-approval.

NY S 4773      SAME AS:            NY A 6673  
                   SPONSOR:            Marchi [R]  
                   TITLE:                Mandated Cost of Pharmaceutical Drugs  
                   DISPOSITION:       Pending  
                   SUMMARY:  
                   Mandates that the cost of pharmaceutical patented or generic drugs be no more expensive than any other location where such drugs could be purchased; directs the Commissioner of Health to establish a reasonable dispensing fee for dispensing a patented or generic pharmaceutical product to the public.

OH H 89        SPONSOR:            Blessing [R]  
                   TITLE:                Prescription Drug Sellers  
                   DISPOSITION:       Pending  
                   SUMMARY:  
                   Requires retail sellers of prescription drugs to disclose price information to consumers.

RI S 2359      AUTHOR:             Levesque [D]  
                   TITLE:                Businesses and Professions  
                   DISPOSITION:       Failed - Adjourned  
                   SUMMARY:  
                   Provides that pharmacies provide a list of twenty (20) prescribed health maintenance drugs in electronic format to the department of health with current selling prices to be posted on a department of health web site accessible to the general public.

TN H 143      SAME AS:            TN S 839  
                   AUTHOR:             Turner M [D]  
                   TITLE:                Pharmacies  
                   DISPOSITION:       Failed - Adjourned  
                   SUMMARY:  
                   Concerns pharmacies; enacts Tennessee Fair Market Drug Pricing Act.



TN H 159	<p>SAME AS: TN S 191  AUTHOR: Turner M [D]  TITLE: Pharmacy, Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Pharmacy, Pharmacists; prohibits new contracts for sale of prescription drugs by certain entities in this state for higher price than is offered to another state.</p>
TN H 1374	<p>SAME AS: TN S 1442  AUTHOR: Jones S [D]  TITLE: Pharmacy  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns pharmacy and pharmacists; authorizes creation of a purchasing pool for state agencies to use to purchase prescription drugs more cost effectively; includes the state employees' health plan and the department of correction.</p>
TN S 191	<p>SAME AS: TN H 159  AUTHOR: Jackson [D]  TITLE: Pharmacy, Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Pharmacy, Pharmacists; prohibits new contracts for sale of prescription drugs by certain entities in this state for higher price than is offered to another state.</p>

***Special – Interim – Study Committees***

MA H 2725	<p>AUTHOR: Timilty [D]  TITLE: Special Commission  DISPOSITION: Pending  SUMMARY:  Establish a special commission to study the delivery of prescription drugs.</p>
MA H 4994	<p>AUTHOR: Joint Health Care Financing  TITLE: Study of House Bills on Health Care Matters  DISPOSITION: Pending  SUMMARY:  (Study Order)Authorizes the Joint Committee on Health Care Financing to make an investigation and study of certain House documents concerning prescriptions, nursing homes and health care coverage in the Commonwealth.</p>

ME H 1267 LD: 1827  
AUTHOR: Thompson [D]  
TITLE: Prescription Drug Labeling Study  
DISPOSITION: Enacted  
CHAPTER: 138  
SUMMARY:  
Directs the Department of Professional and Financial Regulation to study prescription drug labeling requirements to review the current statutory requirements for prescription drug labeling, pharmacy practices in the are of prescription drug labeling and the methods used by pharmacists to inform consumers about their prescription drug and any substitutions made to prescriptions.

MN H 1642 COMPANION: MN S 1567  
AUTHOR: Finstad [R]  
TITLE: Health  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Relates to health; provides for rural pharmacy preservation; establishes a rural pharmacy grant program; modifies the rural loan forgiveness program; appropriates money.

MO H 1168 SPONSOR: Tilley [R]  
TITLE: Well Being Committee  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Creates a well-being committee for impaired pharmacists.

NH S 16 AUTHOR: Johnson [R]  
TITLE: Pharmacy Oversight Committee  
DISPOSITION: Failed  
SUMMARY:  
Establishes a pharmacy oversight committee in the department of health and human services to recommend changes to pharmacy regulation and administration.

NM H 39 AUTHOR: Heaton [D]  
TITLE: Pharmacy Program  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Makes an appropriation to the board of regents of the university of New Mexico to develop a cooperative pharmacy program with New Mexico State University.

NM S 162 AUTHOR: Lopez [D]  
TITLE: Poison and Drug Information Center  
DISPOSITION: Failed - Adjourned  
SUMMARY:  
Makes an appropriation to the Board of Regents of the University of New Mexico to fund pharmacists and staff salaries in the State Poison and Drug Information Center.



OH H 542      SPONSOR:            Fende [D]  
 TITLE:                Drug Compounding Licensing Program  
 DISPOSITION:        Pending  
 SUMMARY:  
 Requires the Board of Pharmacy to establish a drug compounding licensing program for terminal distributors of dangerous drugs and to provide that business entities formed by physicians or dentists are permitted to receive and sell drugs without being licensed as terminal distributors of dangerous drugs.

PA H 2263      PN:                    3163  
 AUTHOR:              McIlhattan [R]  
 TITLE:                One Pennsylvania Pharmacy Services Program  
 DISPOSITION:        Pending  
 SUMMARY:  
 Establishes One Pennsylvania, a program to consolidate and unify procedures and requirements for the administration of all Commonwealth-funded, Commonwealth-administered and Commonwealth-supported drug programs and for reimbursement for pharmacy services.

TN H 172        SAME AS:            TN S 841  
 AUTHOR:              Turner M [D]  
 TITLE:                Health Care  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Concerns Health Care; requires governor and state insurance committee to request federal approval for importation of prescription drugs from Canada; proposal to contain protections to insure only quality prescription drugs are imported.

TN H 2290      SAME AS:            TN S 2309  
 AUTHOR:              McMillan [D]  
 TITLE:                TennCare  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Concerns TennCare; requires bureau of TennCare to create state pharmaceutical assistance program to provide pharmaceutical benefits to certain elderly and disabled Tennesseans.

TN H 2632      AUTHOR:              Curtiss [D]  
 TITLE:                Pharmacy and Pharmacists  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy and Pharmacists; establishes a task force to study prescription use in Tennessee within the department of health.

TN S 2623      AUTHOR:              McNally [R]  
 TITLE:                Pharmacy, Pharmacists  
 DISPOSITION:        Failed - Adjourned  
 SUMMARY:  
 Concerns Pharmacy, Pharmacists; establishes a task force to study prescription use in Tennessee within the department of health.



TN H 3560      AUTHOR:            Odom [D]  
                  TITLE:            Pharmacy, Pharmacists  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Concerns pharmacy, pharmacists; establishes a pilot program permitting certain donated prescription medications to be dispensed to patients at charitable clinics.

### ***Miscellaneous Pharma Legislation***

GA H 1218      AUTHOR:            Carter [R]  
                  TITLE:            Clinical Laboratories Chapter  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Relates to applicability of the clinical laboratories chapter, so as to revise certain provisions relating to the applicability of the chapter relating to pharmacists performing capillary blood tests under certain conditions.

IN H 1180      AUTHOR:            Neese [R]  
                  TITLE:            Pharmacy Security  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Allows a pharmacist to refuse to honor a prescription if honoring the prescription would endanger the safety of a person employed by the pharmacy; requires a pharmacist to notify a physician who issued a prescription if the pharmacist refuses to honor the prescription because honoring the prescription would: (1) be against the best interest of the patient (2) be contrary to the health and safety of the patient.

KS H 2225      AUTHOR:            Health and Human Services Cmt  
                  TITLE:            Renal Dialysis  
                  DISPOSITION:    Failed - Adjourned  
                  SUMMARY:  
                  Concerns pharmacists; relates to renal dialysis pharmacist consultants.

KS H 2893      AUTHOR:            Judiciary Cmt  
                  TITLE:            Medicaid Fraud  
                  DISPOSITION:    Enacted  
                  CHAPTER:        183  
                  SUMMARY:  
                  Relates to health care costs of offenders in custody; relates to state medicaid plans, medicaid rates, recipients and providers of medicaid services, medicaid fraud, trading a medicaid number for remuneration, misuse of public funds, obstruction of a fraud investigation, pharmacy fees, generic and brand name differentials, a prescriber's unique identification number, furtherance of terrorism or illegal use of weapons of mass destruction and forfeiture of property, cash or negotiable instruments.



KS S 51            AUTHOR:            Judiciary Cmt  
 TITLE:            Counterfeit Drug Trafficking  
 DISPOSITION:    Enacted  
 CHAPTER:        177  
 SUMMARY:  
 Creates the crime of trafficking in counterfeit drugs; provides penalties therefore; requires a pharmacy inadvertently in possession of such drugs may return them to the supplier; requires the state Board of Pharmacy to conduct a study on the issue of licensing wholesale prescription drug distributors and the use of pedigree for prescription drugs and the penalty aspects for violation of any pedigree requirements.

MI H 4508        SPONSOR:        Kahn [R]  
 TITLE:            Medical Personnel Liability in Emergencies  
 DISPOSITION:    Enacted  
 PUBLIC ACT:     321  
 SUMMARY:  
 Expands the individuals immune from liability under the emergency management act to include registered and practical nurses, nursing students, dentists, veterinarians, pharmacists and pharmacist interns, paramedics, and medical residents if licensed in the state, another state or by the federal government.

MN H 840        COMPANION:     MN S 23  
 AUTHOR:         Abeler [R]  
 TITLE:            Pharmacy  
 DISPOSITION:    Failed - Adjourned  
 SUMMARY:  
 Relates to pharmacy; modifies wholesale drug distributor requirements.

MS S 2889        AUTHOR:         Nunnelee [R]  
 TITLE:            Wholesale Drug Distributor Licensing Requirements  
 DISPOSITION:    Failed  
 SUMMARY:  
 Provides that wholesale distributors of prescription drugs shall be licensed by the State Board of Pharmacy; prescribes qualifications and conditions for the issuance of a license; provides restrictions on transactions between distributors and pharmacies; requires documentation or electronic files on prescription drugs which records each transaction in the transaction process; authorizes the State Board of Pharmacy to issue orders to enforce the provisions.

NH H 2            AUTHOR:         King [R]  
 TITLE:            State Funds  
 DISPOSITION:    Enacted  
 CHAPTER:        177  
 SUMMARY:  
 Relates to tobacco settlement funds, community mental health benefits, nursing home funding, electronic toll collection, increased tobacco taxes, elevator and boiler inspection fees, modular building standards, lottery instant ticket delivery fees, children's health plan eligibility, taxes on loose tobacco, pharmacist licensing, vaccine program funding, unpaid real estate transfer taxes, kindergarten funding, on-board diagnostic inspections, community college vehicle leasing.



NY A 3056      SAME AS:            NY S 4538  
                   SPONSOR:          Brodsky [D]  
                   TITLE:             Manufacturers of Prescription Drugs  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Exposes manufacturers of prescription drugs or medical devices, who engage in direct to consumer advertising, to civil liability where adequate warnings are not provided; provides factors that may be considered in determining whether the warnings were adequate.

OK S 1099      AUTHOR:            Adelson [D]  
                   TITLE:             Pandemic Influenza Emergency Stockpile Act  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Relates to professions and occupations; creates the Pandemic Influenza Emergency Stockpile Act; provides short title; provides definitions; authorizes certain pharmacists to procure specified prescription drugs; authorizes certain drug distributors to procure specified prescription drugs; requires the Board of Pharmacy to certify certain suppliers of prescription drugs.

PA H 2688      PN:                 4084  
                   AUTHOR:          McIlhinney [R]  
                   TITLE:             Medical Safety Automation Systems Account  
                   DISPOSITION:     Pending  
                   SUMMARY:  
                   Establishes the Medical Safety Automation Account; provides grants for, and defines medical safety automation as automated, interoperable system that utilizes health information technology to integrate health information, clinical activities and data sharing in the areas of pharmacy ordering and tracking, laboratory testing, physician order management, access by clinicians, access by consumers, telemedicine, data sharing with health insurers or patient safety and efficiency in the delivery of health care.

SC H 3848      AUTHOR:            Edge [R]  
                   TITLE:             Federally Qualified Health Centers  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Exempts federally qualified health centers from certain pharmacy permit and regulatory requirements; provides that federally qualified health centers must be recognized as a covered entity under the Pharmacy Practice Act so that a licensed practitioner may dispense drugs or devices that are the lawful property of the practitioner or the corporation.

SC S 779        AUTHOR:            Moore [D]  
                   TITLE:             Health Centers  
                   DISPOSITION:     Failed - Adjourned  
                   SUMMARY:  
                   Exempts federally qualified health centers from certain pharmacy permit and regulatory requirements; provides that federally qualified health centers must be recognized as a covered entity under certain provisions of the Pharmacy Practice Act so that a licensed practitioner may dispense drugs or devices that are the lawful property of the practitioner.





TN H 394	<p>SAME AS: TN S 455  AUTHOR: Shepard [D]  TITLE: Pharmacy, Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Pharmacy, Pharmacists; makes violation of certain pharmacy access provisions violations of consumer protection statute.</p>
TN H 3385	<p>AUTHOR: Shepard [D]  TITLE: Pharmacy, Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Pharmacy, Pharmacists; clarifies that the information received by pharmacy peer review committees is confidential; authorizes non-confidential information to be compiled and disclosed for research and patient safety purposes.</p>
TN S 470	<p>SAME AS: TN H 801  AUTHOR: Finney [R]  TITLE: Prescription Legibility  DISPOSITION: Enacted  CHAPTER #: 12  SUMMARY:  Concerns Professions and Occupations; makes clarifying changes to the requirement that prescriptions written by various health care practitioners must be legible and comprehensible.</p>
TN S 1853	<p>AUTHOR: Herron [D]  TITLE: Pharmacies and Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns pharmacies and pharmacists; includes state and its political subdivisions among insuring entities governed by regulation of mail order pharmacy provisions in group medical benefit contracts.</p>
TN S 3070	<p>AUTHOR: Henry [D]  TITLE: Pharmacy, Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Pharmacy, Pharmacists; revises requirements of the Tennessee Affordable Drug Act of 2005 concerning the indication of medical necessity on electronic prescriptions and concerning the method for patients to obtain brand name drugs.</p>
TN S 3400	<p>AUTHOR: Herron [D]  TITLE: Pharmacy and Pharmacists  DISPOSITION: Failed - Adjourned  SUMMARY:  Concerns Pharmacy, Pharmacists; enacts registration and educational requirements for pharmaceutical manufacturer representatives.</p>



VA H 757      AUTHOR:            Hamilton [R]  
 TITLE:             Medical Assistance Services  
 DISPOSITION:     Failed  
 SUMMARY:  
 Requires the Board of Medical Assistance Services to implement and authorizes contracting for the delivery of effective disease management for individuals with chronic mental or physical disorders, the Board must implement an online electronic and appropriately encrypted system, including electronic funds transfer prior to dispensing of prescription drugs or delivery of other health services.

WI A 795      AUTHOR:            Berceau [D]  
 TITLE:             Human Growth and Development Programs  
 DISPOSITION:     Failed  
 SUMMARY:  
 Relates to school district human growth and development programs; requires a hospital to provide to a sexual assault victim, with consent, information and emergency contraception; requires a pharmacist to dispense contraception and provides notice of abstinence only education.

WI A 1210     AUTHOR:            Musser [R]  
 TITLE:             Epilepsy Drugs and Therapy Substitutions  
 DISPOSITION:     Failed  
 SUMMARY:  
 Relates to substitutions by pharmacists dispensing epilepsy drugs and requirements for health care plans regarding drug therapy and epilepsy drugs.

WV H 2768     SPONSOR:          Eldridge [D]  
 TITLE:             Multiple Prescriptions Abuse Prevention Act  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Concerns the Multiple Prescriptions Abuse Prevention Act; establishes a system whereby pharmacies share information so that they may be alerted when an individual is attempting to go to multiple pharmacies with prescriptions from multiple doctors to obtain drugs for resale.

WV S 143      SPONSOR:          Prezioso [D]  
 TITLE:             Pharmacy  
 DISPOSITION:     Failed - Adjourned  
 SUMMARY:  
 Relates to pharmacies and pharmacists; authorizes remote dispensing and delivery of prescription drugs; authorizes Board of Pharmacy to propose legislative rules.

