

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 1951

By: Reese

AS INTRODUCED

An Act relating to public health and safety;

requiring pharmacists to dispense certain drugs in unit doses when available; authorizing certain return of drugs for credit to issuing pharmacy; providing for redispensing; providing for rules; defining terms; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-1918.1 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Upon filling a prescription for residents of nursing facilities, a pharmacist shall dispense H2 Antagonists and Hypoglycemics in unit doses when available; provided the federal Food and Drug Administration has approved the dispensing of the drug in unit doses.

B. Any prescription for H2 Antagonists and Hypoglycemics dispensed by a pharmacist in unit doses for a resident of a nursing home that is unused and is unadulterated may be returned for credit to the issuing pharmacy. Such medication may be dispensed by the pharmacist to other consumers. The State Board of Pharmacy shall

promulgate emergency rules that will provide for the immediate implementation of this section. Permanent rules shall be promulgated by the Board pursuant to the provisions of the Administrative Procedures Act.

C. For purposes of this section:

1. "Unit dose" means a sealed container packaged by a registered drug manufacturer with a unit of use medication that bears the name of the drug, expiration date, control number, the name and address of the manufacturer and the name of the pharmacy dispensing the drug;

2. "Nursing facility" means a facility as defined by Section 1-1902 of Title 63 of the Oklahoma Statutes; and

3. "Unadulterated" means medications that are properly stored, labeled and not past the expiration date.

SECTION 2. This act shall become effective September 1, 1994.

44-2-8347

KSM