

ENROLLED HOUSE
BILL NO. 1130

By: Reese, Boyd (Laura),
Peltier, Graves,
Greenwood, Coleman and
Hager of the House

and

Brown of the Senate

An Act relating to public health and safety;
specifying purpose; establishing pilot program;
providing termination date; authorizing
dispensation of certain drugs in bubble pack units;
providing for certain credits; authorizing
dispensing of unadulterated drugs; providing for
promulgation of rules; providing for contents;
requiring approval; requiring certain report of
funding; requiring manifest providing for contents;
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. The purpose of this section is to reduce expensive and
unnecessary wastage of excess drugs dispensed to residents of
nursing homes. In order to determine if the use of bubble pack
units and the return and reissuance of unadulterated drugs is cost-
effective and administratively efficient there is hereby established
a pilot program for dispensing and returning anti-ulcer and
antiarthritics in bubble pack units. The pilot program shall
terminate January 1, 1998.

B. For the purpose of this study, upon filling a prescription
for residents of nursing facilities, a pharmacist shall dispense
anti-ulcer and antiarthritics in bubble pack units when available.

C. Any prescription for anti-ulcer and antiarthritics dispensed
by a pharmacist in bubble pack units 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 nursing home patients. The Oklahoma Health Care
Authority in concert with the State Board of Pharmacy shall
promulgate permanent rules that will provide for the implementation
of this subsection. The permanent rules shall be promulgated by the
Board pursuant to the provisions of the Administrative Procedures
Act.

D. The Oklahoma State Board of Health in concert with the State
Board of Pharmacy shall promulgate rules to ensure the integrity of
the collection of unadulterated anti-ulcer and antiarthritics within
nursing facilities. The rules shall provide for a drug manifest
form that shall accompany each shipment of unadulterated anti-ulcer

and antiarthritics in bubble pack units from the nursing facility to the dispensing pharmacy.

E. The State Board of Health shall report the findings of the pilot program to the Speaker of the House of Representatives, the President Pro Tempore of the Senate and the Governor by April 1, 1998.

F. For purposes of this section:

1. "Bubble pack units" means a sealed unit of use container packaged by a pharmacy or pharmaceutical manufacturer that bears the name of the drug, expiration date, 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;

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

4. "Antiarthritics" means legend nonsteroidal anti-inflammatory drugs.

SECTION 2. This act shall become effective September 1, 1995.

Passed the House of Representatives the 24th day of May, 1995.

Speaker of the House of
Representatives

Passed the Senate the 26th day of May, 1995.

President of the Senate