

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 2884

By: Steele

COMMITTEE SUBSTITUTE

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 353.5, as amended by Section 2, Chapter 419, O.S.L. 2005 (59 O.S. Supp. 2005, Section 353.5), which relates to the Board of Pharmacy; deleting the methodology for determining certain annual salary; authorizing certain actions of pharmacists; providing remedy under certain circumstances; providing for codification; and providing an effective date.

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

SECTION 1. AMENDATORY 59 O.S. 2001, Section 353.5, as amended by Section 2, Chapter 419, O.S.L. 2005 (59 O.S. Supp. 2005, Section 353.5), is amended to read as follows:

Section 353.5 A. The Board of Pharmacy shall annually elect a president and vice-president of the Board. The president and vice-president shall serve for a term of one (1) year and shall perform the duties prescribed by the Board. The Board shall employ an Executive Director who shall perform such duties as required by the Board.

B. Each member of the Board shall receive necessary travel expenses incurred in the discharge of official duties pursuant to the State Travel Reimbursement Act.

C. The Executive Director of the Board shall receive an annual salary to be fixed by the Board. ~~The Board shall determine and base the annual salary of the Executive Director upon data obtained from a survey of U. S. regional average annual salaries for registered~~

~~pharmacists, compiled and published each year by the National  
Community Pharmacist's Association Pfizer Pharmacy Digest.~~

D. The Executive Director shall:

1. Deposit funds with the State Treasurer to be expended in the manner and for the purposes provided by law; and

2. Report to the Board each month, presenting an accurate account as to the funds of the Board and make available written and acknowledged claims for all disbursements made.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 353.31 of Title 59, unless there is created a duplication in numbering, reads as follows:

A. No pharmacist, nor any agent or employee of a pharmacist, may be required to dispense medication if there is reason to believe that the medication would be used to cause an abortion, destroy an unborn child, or to cause the death of any person by means of assisted suicide, euthanasia, or mercy killing.

No pharmacist, employee, agent, or physician shall be held liable for the refusal made pursuant to this section.

B. No employee shall be subjected to any form of discrimination or harassment in the workplace, nor shall that person be terminated for exercising rights pursuant to this section. In any action seeking damages or other relief for discrimination, harassment or termination in violation of this section, attorney fees and costs may be awarded to the prevailing party.

SECTION 3. This act shall become effective November 1, 2006.

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