

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 522 By: Standridge of the Senate
3 and
4 Derby of the House
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7 [nonresident pharmacies - requiring nonresident
8 pharmacies to submit information in applications -
codification - effective date]
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11 AUTHORS: Add the following House Coauthors: Sherrer and Hoskin
12 AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert
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14 "An Act relating to professions and occupations;
15 defining terms; imposing requirements on nonresident
16 pharmacy; imposing fee; requiring form; providing
for codification; and providing an effective date.
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18 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 355.4 of Title 59, unless there
21 is created a duplication in numbering, reads as follows:

22 As used in this act:

23 1. "Nonresident pharmacy" means any pharmacy located outside of
24 this state which delivers, dispenses, or distributes by any method

1 prescription drugs or devices to a user physically located in this
2 state; and

3 2. "Pharmacist-in-charge" means a professionally competent,
4 legally qualified pharmacist responsible for compliance with all
5 laws and regulations governing the operation of the respective
6 pharmacy.

7 SECTION 2. NEW LAW A new section of law to be codified
8 in the Oklahoma Statutes as Section 355.5 of Title 59, unless there
9 is created a duplication in numbering, reads as follows:

10 A nonresident pharmacy, in addition to the initial application
11 or renewal form and other documents required for a pharmacy located
12 in Oklahoma, shall:

13 1. Submit an affidavit signed by the pharmacist-in-charge that
14 the pharmacy shall comply with nonsterile and sterile compounding
15 standards of the newest edition of the United States Pharmacopeial
16 and United States Food and Drug Administration Good Manufacturing
17 Practices;

18 2. Pay an additional fee of One Hundred Dollars (\$100.00) over
19 and above the licensing and inspection fees charged to in-state
20 pharmacies to cover the additional costs associated with
21 administrative review and consideration of documents listed in
22 subparagraphs a and b of paragraph 3 of this section; and

23 3. Submit a pharmacy site inspection form completed and signed
24 within the previous twenty-four (24) months by a person authorized

1 by the pharmacy's resident state agency or board which is
2 responsible for issuing pharmacy licenses, or:

- 3 a. submit a pharmacy site inspection form completed and
4 signed within the previous twenty-four (24) months by
5 a staff person employed by the Oklahoma State Board of
6 Pharmacy and pay all costs incurred by the Board for
7 completion of the inspection, or
- 8 b. submit an inspection report or certificate of approval
9 from an organization approved by the Oklahoma State
10 Board of Pharmacy, which shall include the standards
11 and procedures to which the pharmacy demonstrated
12 compliance.

13 SECTION 3. This act shall become effective November 1, 2013."

14 Passed the House of Representatives the 17th day of April, 2013.

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Presiding Officer of the House of
Representatives

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19 Passed the Senate the ____ day of _____, 2013.

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Presiding Officer of the Senate

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