

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE  
5 FOR ENGROSSED  
6 SENATE BILL NO. 522

By: Standridge of the Senate

and

Derby of the House

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10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to professions and occupations;  
12                   defining terms; imposing requirements on nonresident  
13                   pharmacy; imposing fee; requiring form; providing for  
14                   codification; and providing an effective date.

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

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

19                   As used in this act:

20                   1.   "Nonresident pharmacy" means any pharmacy located outside of  
21                   this state which delivers, dispenses, or distributes by any method  
22                   prescription drugs or devices to a user physically located in this  
23                   state; and

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

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

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

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

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

21           3. Submit a pharmacy site inspection form completed and signed  
22 within the previous twenty-four (24) months by a person authorized  
23 by the pharmacy's resident state agency or board which is  
24 responsible for issuing pharmacy licenses, or:

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

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

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13   COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
14   04/11/2013 - DO PASS, As Amended.  
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