

1 **SENATE FLOOR VERSION**

2 February 11, 2013

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 522

By: Standridge of the Senate

and

Derby of the House

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8  
9 [ nonresident pharmacies - requiring nonresident  
10 pharmacies to submit information in applications -  
codification - effective date ]

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

14 SECTION 1. NEW LAW A new section of law to be codified  
15 in the Oklahoma Statutes as Section 355.3 of Title 59, unless there  
16 is created a duplication in numbering, reads as follows:

17 As used in this act:

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

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

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 355.4 of Title 59, unless there  
5 is created a duplication in numbering, reads as follows:

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

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

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

19 3. Submit a pharmacy site inspection form completed and signed  
20 within the previous eighteen (18) months by a person authorized by  
21 the pharmacy's resident state agency or board which is responsible  
22 for issuing pharmacy licenses, or:

23 a. Submit a pharmacy site inspection form completed and  
24 signed within the previous eighteen (18) months by a

1 staff person employed by the Oklahoma State Board of  
2 Pharmacy and pay all costs incurred by the Board for  
3 completion of the inspection, or

- 4 b. Submit an inspection report or certificate of  
5 approval, from an organization approved by the  
6 Oklahoma State Board of Pharmacy, which shall include  
7 the standards and procedures to which the pharmacy  
8 demonstrated compliance.

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

10 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES  
11 February 11, 2013 - DO PASS AS AMENDED

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