

1 ENGROSSED HOUSE
2 BILL NO. 2773

By: Derby of the House

and

Crain of the Senate

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7 An Act relating to public health and safety; amending
8 Section 6, Chapter 154, O.S.L. 2014 (63 O.S. Supp.
9 2015, Section 2-312.2), which relates to the sale or
10 dispensation of naloxone; providing that no
11 dispensing protocol shall be required; authorizing
12 pharmacists to exercise professional judgment in
13 dispensing refill medications in certain
14 circumstances; excluding certain medications;
15 providing quantity limitations; providing for
16 codification; and providing an effective date.

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

18 SECTION 1. AMENDATORY Section 6, Chapter 154, O.S.L.
19 2014 (63 O.S. Supp. 2015, Section 2-312.2), is amended to read as
20 follows:

21 Section 2-312.2 Naloxone, also known as Narcan, or any of its
22 generic equivalents may be dispensed or sold by a pharmacy without a
23 prescription; provided, however, it shall be dispensed or sold only
24 by, or under the supervision of, a licensed pharmacist. No
dispensing protocol shall be required.

1 SECTION 2. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 353.20.2 of Title 59, unless
3 there is created a duplication in numbering, reads as follows:

4 A. Unless the prescriber has specified on the prescription that
5 dispensing a prescription for a maintenance medication in an initial
6 amount followed by periodic refills is medically necessary, a
7 pharmacist may exercise his or her professional judgment to dispense
8 varying quantities of medication per fill up to the total number of
9 dosage units as authorized by the prescriber on the original
10 prescription including any refills.

11 B. Subsection A of this section shall not apply to scheduled
12 medications or any medications for which a report is required under
13 the controlled substance database. Dispensing of medication based
14 on refills authorized by the physician on the prescription shall be
15 limited to no more than a ninety-day supply of the medication.

16 SECTION 3. This act shall become effective November 1, 2016.

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1 Passed the House of Representatives the 10th day of March, 2016.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2016.

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9 Presiding Officer of the Senate