

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 HOUSE BILL 2979

By: Fisher

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5
6 AS INTRODUCED

7 An Act relating to public health and safety; amending
8 63 O.S. 2011, Section 2-309B, which relates to the
9 Anti-Drug Diversion Act; expanding scope of certain
10 definition; and providing an effective date.

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

13 SECTION 1. AMENDATORY 63 O.S. 2011, Section 2-309B, is
14 amended to read as follows:

15 Section 2-309B. For the purposes of the Anti-Drug Diversion
16 Act:

17 1. "Bureau" means the Oklahoma State Bureau of Narcotics and
18 Dangerous Drugs Control;

19 2. "Dispenser" means a person who distributes a Schedule II
20 controlled dangerous substance, but does not include a licensed
21 hospital pharmacy or a licensed nurse or medication aide who
22 administers such a substance at the direction of a licensed
23 physician;

1 3. "Dispenser's registration number" means the dispenser's
2 Oklahoma State Bureau of Narcotics and Dangerous Drugs Control
3 registration number or, in the case of a pharmacist, the National
4 Association of Boards of Pharmacy number for the pharmacy where the
5 dispensation is made;

6 4. "Exception report" means an output of data indicating
7 Schedule II controlled dangerous substance dispensation which is
8 outside expected norms for a prescriber practicing a particular
9 specialty or field of health care, for a dispenser doing business in
10 a particular location, or for a recipient;

11 5. "Recipient" means the person for whom a prescription is
12 prescribed and who is the lawful intended ultimate user;

13 6. "Recipient's agent" means a person who is authorized by the
14 ultimate user to pick up the recipient's medication and deliver it
15 to the recipient or a person who claims a prescription other than
16 the person to whom the medication is prescribed;

17 7. "Recipient's identification number" and "recipient's agent's
18 identification number" means the unique number contained on a valid
19 passport, military identification card, handgun license issued
20 pursuant to the provisions of the Oklahoma Self-Defense Act, driver
21 license, or identification card issued to a recipient pursuant to
22 Section 6-105 of Title 47 of the Oklahoma Statutes or similar
23 statute of another state if the recipient is not a resident of the
24 State of Oklahoma, or, if the recipient is less than eighteen (18)

1 years old and has no such identification, the unique number
2 contained on a valid passport, military identification card, handgun
3 license issued pursuant to the provisions of the Oklahoma Self-
4 Defense Act, driver license, or identification card issued to the
5 recipient's parent or guardian pursuant to Section 6-105 of Title 47
6 of the Oklahoma Statutes or similar statute of another state if the
7 parent or guardian is not a resident of the State of Oklahoma, or,
8 if the controlled dangerous substance is obtained for an animal, the
9 unique number contained on the animal owner's valid driver license
10 or identification card issued pursuant to Section 6-105 of Title 47
11 of the Oklahoma Statutes or similar statute of another state if the
12 owner is not a resident of the State of Oklahoma. Nonresident drug
13 outlets registered pursuant to the Oklahoma Pharmacy Act and
14 resident drug outlets defined in Section 353.1 of Title 59 of the
15 Oklahoma Statutes are exempt from the picture identification
16 requirement if the nonresident and resident drug outlets have
17 obtained the identification of the patient through the prescription
18 benefit plan of the patient;

19 8. "Registrant" means a person, persons, corporation or other
20 entity who has been issued by the Director of the Oklahoma State
21 Bureau of Narcotics and Dangerous Drugs Control a registration
22 pursuant to Section 2-302 of this title; and

23 9. "State" means any state, territory, or possession of the
24 United States, the District of Columbia, or foreign nation.

1 SECTION 2. This act shall become effective November 1, 2016.

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3 55-2-8501 GRS 12/15/15
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