

STATE OF OKLAHOMA

1st Session of the 54th Legislature (2013)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

SENATE BILL 522

By: Standridge of the Senate

and

Derby, Sherrer and Hoskin
of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to professions and occupations;
defining terms; imposing requirements on nonresident
pharmacy; imposing fee; requiring form; requiring
licensure of certain persons; requiring prescription
for certain medications administered to minors;
providing for codification; and providing an
effective date.

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

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

As used in this act:

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

2. "Pharmacist-in-charge" means a professionally competent,
legally qualified pharmacist responsible for compliance with all

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 355.5 of Title 59, unless there
5 is created a duplication in numbering, reads as follows:

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

9 1. Submit an affidavit signed by the pharmacist-in-charge that
10 the pharmacy shall comply with nonsterile 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;

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 paragraph 3 of this subsection; and

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

1 b. 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 State Board of Pharmacy
4 and pay all costs incurred by the Board for completion
5 of the inspection, or

6 c. submit an inspection report or certificate of approval
7 from an organization approved by the State Board of
8 Pharmacy, which shall include the standards and
9 procedures to which the pharmacy demonstrated
10 compliance.

11 B. Nonresident pharmacists-in-charge shall be required to be
12 licensed in the State of Oklahoma.

13 SECTION 3. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 369 of Title 59, unless there is
15 created a duplication in numbering, reads as follows:

16 Plan B One-Step, or its generic equivalent, also known as the
17 "morning-after" emergency contraceptive, shall not be available to
18 women under the age of seventeen (17) without a prescription. Such
19 emergency contraceptive shall be dispensed by pharmacists to women
20 seventeen (17) years of age and older without a prescription.

21 SECTION 4. This act shall become effective November 1, 2013.

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