

GREEN SHEET REDIGEST

HB 671

2016 Regular Session

Moreno

KEYWORD, SUMMARY, AND DIGEST as amended by Senate committee amendments)

DRUGS/PRESCRIPTION: Provides relative to redispensing of drugs in correctional facility pharmacies -----

DIGEST

Present law requires that drugs dispensed for use by an offender in the custody of the Dept. of Public Safety and Corrections be accepted for return, exchange, and redispensing.

Present law provides that the pharmacist in charge shall determine that the prescription is unmolested, unexpired, and fit to be redispensed.

Present law releases the pharmaceutical manufacturer from liability for any claim or injury arising from the redispensing of any prescription drug.

Proposed law retains present law, and extends the law to include prescriptions dispensed by pharmacies authorized by the board of pharmacy for use by offenders in the custody of local law enforcement offices or departments.

Proposed law creates an exception to present law and proposed law, which exception stipulates that a drug that can be dispensed only to a patient registered with the drug's manufacturer in accordance with federal Food and Drug Administration requirements shall not be accepted or redispensed by the correctional facility pharmacy program provided for in present law and proposed law.

(Amends R.S. 37:1226.3(A) and (B))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Health and Welfare to the original bill:

1. Revise provisions of present law and proposed law requiring that all drugs dispensed on prescription to offenders in the custody of the Dept. of Public Safety and Corrections (DPS&C), or a local law enforcement office or department, be accepted for return, exchange, or redispensing to provide instead that acceptance of such drugs is permissive rather than mandatory.
2. Revise proposed law authorizing pharmacies operated by or under contract with DPS&C, or with a local law enforcement office or department, to accept certain drugs for return, exchange, or redispensing to provide instead that pharmacies that provide prescriptions to these correctional facilities are authorized to accept drugs for such purposes.
3. Stipulate that a drug which can only be dispensed to a patient registered with the drug's manufacturer in accordance with federal Food and Drug Administration requirements may not be accepted or distributed under the provisions of the program provided for in present law and proposed law.
4. Make technical changes.

The House Floor Amendments to the engrossed bill:

1. Revise proposed law stipulating that certain drugs may not be accepted or distributed by the program provided for in present law and proposed law to

provide instead that such drugs shall not be accepted or redispensed by the program.

2. Make grammatical changes.

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the reengrossed bill

1. Clarifies that pharmacies covered by proposed law are those authorized by the board of pharmacy to provide prescriptions to a local law enforcement office or department.