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DIGEST

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Guillory

SB No. 205

Present law applies exemptions to drugs that are donated to pharmacies from penal institution pharmacies.

Proposed law removes the exemption of penal institutions and provides that all drugs dispensed on prescription to an offender in the custody of DPS&C shall be accepted for return, exchange or re-dispensing by a pharmacy operated by, or under contract with the department.

Proposed law requires that the pharmacist in charge of the pharmacy shall determine if the drug is not adulterated, expired, or misbranded and is safe to dispense. No product where integrity cannot be assured shall be accepted for re-dispensing by the pharmacist of the charitable pharmacy.

Proposed law provides that no pharmaceutical manufacturer shall be liable for any claim or injury arising from the re-dispensing of any prescription drug pursuant to the provisions of proposed law.

Proposed law authorizes the La. Board of Pharmacy to promulgate rules and regulations.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Adds R.S. 37:1226.3)

Summary of Amendments Adopted by Senate

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

1. Removes reference to charitable pharmacies.

Senate Floor Amendments to engrossed bill.

1. Provides for the limitation of liability.

Summary of Amendments Adopted by House

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

1. Added a provision requiring that a drug returned for re-dispensing must not be expired.
2. Made technical change.