

9905

I N   A S S E M B L Y

April 26, 2016

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Introduced by M. of A. GOTTFRIED -- read once and referred to the  
Committee on Health

AN ACT to amend the public health law, in relation to establishing an  
unused prescription drug donation and redispensing program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. The public health law is amended by adding a new section  
2     3309-b to read as follows:  
3     S 3309-B. UNUSED PRESCRIPTION DRUG DONATION AND REDISPENSING PROGRAM.  
4     1. THE DEPARTMENT SHALL ESTABLISH A PROGRAM FOR THE SAFE RECYCLING OF  
5     UNUSED PRESCRIPTION MEDICATIONS. THE PROGRAM SHALL PERMIT APPROVED  
6     HEALTH CARE FACILITIES TO VOLUNTARILY SURRENDER CENTRALLY STORED UNUSED  
7     MEDICATIONS IN A SECURE MANNER, ENSURING THE PRIVACY OF THE INDIVIDUALS  
8     FOR WHOM THE MEDICATION WAS INITIALLY DISPENSED, THROUGH AN APPROVED  
9     ORGANIZATION DESIGNED TO FACILITATE SUCH PROGRAM. APPROVED ORGANIZATIONS  
10    SHALL THEN REDIRECT THE DONATED PRESCRIPTION MEDICATIONS TO ELIGIBLE  
11    FACILITIES FOR REDISPENSING UNDER THIS PROGRAM AFTER INSPECTION BY A  
12    PHARMACIST OR PRESCRIBER AT THE REDISPENSING FACILITY. THE PARTIC-  
13    IPATION OF ANY DONATING OR REDISPENSING FACILITY SHALL BE VOLUNTARY.  
14    2. IN DEVELOPING SUCH PROGRAM, THE DEPARTMENT SHALL CONSIDER THE  
15    FOLLOWING: (A) APPROPRIATE SITES FOR RECYCLING AND REDISPENSING OF SUCH  
16    RECYCLED MEDICATIONS; (B) THE ROLE OF THE DEPARTMENT AND PARTICIPATING  
17    FACILITIES; AND (C) THE MANNER IN WHICH POTENTIAL FACILITATING ORGANIZA-  
18    TIONS SHALL BE APPROVED BY THE STATE.  
19    3. A LICENSED PHARMACY DESIGNATED BY THE DEPARTMENT MAY BE A DONATION  
20    SITE UNDER THIS SECTION FOR THE FUNCTIONS OF ACCEPTING DONATED  
21    PRESCRIPTION MEDICATIONS FROM APPROVED HEALTH CARE FACILITIES, INSPECT-  
22    ING THE DONATED MEDICATIONS, AND REDISPENSING TO AN ELIGIBLE PATIENT  
23    UNDER THIS PROGRAM.  
24    4. THE DEPARTMENT SHALL WORK WITH FACILITIES TO EDUCATE THEM ABOUT THE  
25    PROGRAM AND REPORT ANNUALLY BEGINNING ON AND AFTER MARCH FIRST, TWO  
26    THOUSAND SIXTEEN ON WHAT EFFORTS HAVE BEEN TAKEN TO ESTABLISH A DRUG  
27    RECYCLING PROGRAM, A LIST OF FACILITIES PARTICIPATING IN THE PROGRAM AND  
28    THOSE FACILITIES KNOWN TO BE CONSIDERING PARTICIPATING IN THE PROGRAM.  
29    S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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