

5903

2015-2016 Regular Sessions

I N S E N A T E

June 10, 2015

Introduced by Sen. HANNON -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

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 ASSEMBLY, 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

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

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1 THOUSAND SIXTEEN ON WHAT EFFORTS HAVE BEEN TAKEN TO ESTABLISH A DRUG
2 RECYCLING PROGRAM, A LIST OF FACILITIES PARTICIPATING IN THE PROGRAM AND
3 THOSE FACILITIES KNOWN TO BE CONSIDERING PARTICIPATING IN THE PROGRAM.
4 S 2. This act shall take effect immediately.