

HOUSE CS FOR SENATE BILL NO. 132(HSS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH AND SOCIAL SERVICES COMMITTEE

Offered: 5/9/22

Referred: Labor and Commerce

Sponsor(s): SENATORS HOLLAND, Gray-Jackson, Hughes, Reinbold, Bishop, Begich, Shower, Myers, Micciche, Costello, Wilson

REPRESENTATIVES Prax, Tilton, Carpenter, Gillham, McCabe, Johnson, Cronk, McKay, Kaufman, Kurka, McCarty

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the controlled substance prescription database."**

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 17.30.200(k) is amended to read:

4 (k) In the regulations adopted under this section, the board shall provide

5 (1) that prescription information in the database shall be purged from
6 the database after two years have elapsed from the date the prescription was
7 dispensed;

8 (2) a method for an individual to challenge information in the database
9 about the individual that the person believes is incorrect or was incorrectly entered by
10 a dispenser;

11 (3) a procedure and time frame for registration with the database;

12 (4) that a practitioner review the information in the database to check a
13 patient's prescription records before dispensing, prescribing, or administering a
14 schedule II or III controlled substance under federal law to the patient; the regulations
15 must provide that a practitioner is not required to review the information in the

1 database before [DISPENSING, PRESCRIBING, OR ADMINISTERING]

2 (A) **dispensing, prescribing, or administering** a controlled
3 substance to a person who is receiving treatment

4 (i) in an inpatient setting;

5 (ii) at the scene of an emergency or in an ambulance; in
6 this sub-subparagraph, "ambulance" has the meaning given in
7 AS 18.08.200;

8 (iii) in an emergency room;

9 (iv) immediately before, during, or within the first 48
10 hours after surgery or a medical procedure;

11 (v) in a hospice or nursing home that has an in-house
12 pharmacy; [OR]

13 (B) **dispensing, prescribing, or administering** a nonrefillable
14 prescription of a controlled substance in a quantity intended to last for not
15 more than three days; **or**

16 (C) **prescribing a controlled substance if the practitioner is**
17 **a veterinarian.**

18 * **Sec. 2.** AS 17.30.200(t) is amended to read:

19 (t) A practitioner or a pharmacist is not required to comply with the
20 requirements of (a) and (b) of this section if

21 **(1) the practitioner is a veterinarian licensed under AS 08.98 who**
22 **is dispensing a prescription of a controlled substance in a quantity intended to**
23 **last for not more than three days or who did not dispense a controlled substance**
24 **during the daily reporting period; or**

25 **(2)** a controlled substance is

26 **(A)** [(1)] administered to a patient at

27 **(i)** [(A)] a health care facility; or

28 **(ii)** [(B)] a correctional facility; **or**

29 **(B)** [(2)] dispensed to a patient for an outpatient supply of 24
30 hours or less at a hospital

31 **(i)** [(A)] inpatient pharmacy; or

