

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 617

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2747, IDAHO CODE, TO
2 PROVIDE THAT THE BOARD OF PHARMACY MAY SPONSOR, PARTICIPATE IN OR CON-
3 DUCT CERTAIN EDUCATION, RESEARCH OR PUBLIC SERVICE PROGRAMS OR INITIA-
4 TIVES.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 37-2747, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 37-2747. EDUCATION AND RESEARCH. (a) The director or his authorized
10 agent shall carry out educational programs designed to prevent and deter
11 misuse and abuse of controlled substances. In connection with these pro-
12 grams he may:

13 (1) Promote better recognition of the problems of misuse and abuse of
14 controlled substances within the regulated industry and among inter-
15 ested groups and organizations;

16 (2) Assist the regulated industry and interested groups and organiza-
17 tions in contributing to the reduction of misuse and abuse of controlled
18 substances;

19 (3) Consult with interested groups and organizations to aid them in
20 solving administrative and organizational problems;

21 (4) Evaluate procedures, projects, techniques, and controls conducted
22 or proposed as part of educational programs on misuse and abuse of con-
23 trolled substances;

24 (5) Disseminate the results of research on misuse and abuse of con-
25 trolled substances to promote a better public understanding of what
26 problems exist and what can be done to combat them; and

27 (6) Assist in the education and training of state and local law en-
28 forcement officials in their efforts to control misuse and abuse of
29 controlled substances.

30 (b) The director shall encourage research on misuse and abuse of con-
31 trolled substances. In connection with the research, and in furtherance of
32 the enforcement of this act, he may:

33 (1) Establish methods to assess accurately the effects of controlled
34 substances and identify and characterize those with potential for
35 abuse;

36 (2) Make studies and undertake programs of research to:

37 (A) Develop new or improved approaches, techniques, systems,
38 equipment and devices to strengthen the enforcement of this act;

39 (B) Determine patterns of misuse and abuse of controlled sub-
40 stances and the social effects thereof; and

1 (C) Improve methods for preventing, predicting, understanding
2 and dealing with the misuse and abuse of controlled substances;
3 and

4 (3) Enter into contracts with public agencies, institutions of higher
5 education, and private organizations or individuals for the purpose of
6 conducting research, demonstrations, or special projects which bear
7 directly on misuse and abuse of controlled substances.

8 (c) The director may enter into contracts for educational and research
9 activities without performance bonds.

10 (d) The director may authorize persons engaged in research on the use
11 and effects of controlled substances to withhold the names and other identi-
12 fying characteristics of individuals who are the subjects of the research.
13 Persons who obtain this authorization are not compelled in any civil, crimi-
14 nal, administrative, legislative, or other proceeding to identify the indi-
15 viduals who are the subjects of research for which the authorization was ob-
16 tained.

17 (e) The director may authorize the possession and distribution of con-
18 trolled substances by persons lawfully engaged in education and research.
19 Persons who obtain this authorization are exempt from state prosecution for
20 possession and distribution of controlled substances to the extent of the
21 authorization.

22 (f) In addition to the director, the board may sponsor, participate in
23 or conduct education, research or public service programs or initiatives de-
24 signed to prevent and deter misuse and abuse of opioids and other controlled
25 substances.