

1 **SENATE FLOOR VERSION**

2 April 4, 2016

3 ENGROSSED HOUSE  
4 BILL NO. 2773

By: Derby of the House

5 and

6 **David** of the Senate

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8  
9 An Act relating to public health and safety; amending  
10 Section 6, Chapter 154, O.S.L. 2014 (63 O.S. Supp.  
11 2015, Section 2-312.2), which relates to the sale or  
12 dispensation of naloxone; providing that no  
13 dispensing protocol shall be required; authorizing  
14 pharmacists to exercise professional judgment in  
15 dispensing refill medications in certain  
16 circumstances; excluding certain medications;  
17 providing quantity limitations; providing for  
18 codification; and providing an effective date.

19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. AMENDATORY Section 6, Chapter 154, O.S.L.  
21 2014 (63 O.S. Supp. 2015, Section 2-312.2), is amended to read as  
22 follows:

23 Section 2-312.2 Naloxone, also known as Narcan, or any of its  
24 generic equivalents may be dispensed or sold by a pharmacy without a  
prescription; provided, however, it shall be dispensed or sold only

1 by, or under the supervision of, a licensed pharmacist. No  
2 dispensing protocol shall be required.

3 SECTION 2. NEW LAW A new section of law to be codified  
4 in the Oklahoma Statutes as Section 353.20.2 of Title 59, unless  
5 there is created a duplication in numbering, reads as follows:

6 A. Unless the prescriber has specified on the prescription that  
7 dispensing a prescription for a maintenance medication in an initial  
8 amount followed by periodic refills is medically necessary, a  
9 pharmacist may exercise his or her professional judgment to dispense  
10 varying quantities of medication per fill up to the total number of  
11 dosage units as authorized by the prescriber on the original  
12 prescription including any refills.

13 B. Subsection A of this section shall not apply to scheduled  
14 medications or any medications for which a report is required under  
15 the controlled substance database. Dispensing of medication based  
16 on refills authorized by the physician on the prescription shall be  
17 limited to no more than a ninety-day supply of the medication.

18 SECTION 3. This act shall become effective November 1, 2016.

19 COMMITTEE REPORT BY: COMMITTEE ON HEALTH AND HUMAN SERVICES  
20 April 4, 2016 - DO PASS

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