



General Assembly

February Session, 2008

Raised Bill No. 514

LCO No. 2517

* SB00514GL 030708 *

Referred to Committee on General Law

Introduced by:
(GL)

AN ACT CONCERNING PRESCRIPTION DRUG MONITORING AND PHARMACY DATA BASES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (Effective October 1, 2008) (a) A pharmacist licensed
2 in this state may dispense a prescription contained in a common data
3 base, if: (1) All pharmacies involved in the transactions pursuant to
4 which the prescription is dispensed are under common ownership and
5 utilize a common data base, (2) all pharmacies involved in the
6 transactions pursuant to which the prescription is dispensed and all
7 pharmacists engaging in dispensing a prescription are properly
8 licensed, permitted or registered in this state, (3) the common data base
9 maintains a record of all pharmacists involved in the process of
10 dispensing a prescription, and (4) the owner of the common data base
11 maintains a policy and procedures manual pursuant to subsection (b)
12 of this section that governs its participating pharmacies, pharmacists
13 and pharmacy employees and is available to the Commissioner of
14 Consumer Protection or said commissioner's agent upon request.

15 (b) The policy and procedures manual required by subdivision (4) of
16 subsection (a) of this section shall include: (1) A best practices model

17 detailing how each pharmacy and each pharmacist accessing the
18 common data base will comply with applicable federal and state laws,
19 rules and regulations, (2) procedures for maintaining records for
20 regulatory oversight and tracking of a prescription during each stage
21 of the filling and dispensing process, identifying the pharmacists
22 involved in filling and dispensing the prescription, counseling the
23 patient and responding to any requests for information made by the
24 Commissioner of Consumer Protection, (3) policies and procedures for
25 providing adequate security to protect the confidentiality and integrity
26 of patient information, and (4) a quality assurance program designed
27 to objectively and systematically monitor, evaluate and improve the
28 quality and appropriateness of patient care through the use of the
29 common data base.

30 (c) A pharmacist dispensing a prescription pursuant to this section
31 has at all times the right and obligation to exercise his or her
32 independent professional judgment with regard to the dispensing of
33 such prescription. Notwithstanding the provisions of this section, no
34 pharmacist licensed in this state participating in the dispensing of a
35 prescription pursuant to this section shall be responsible for the acts
36 and omissions of another person participating in the dispensing
37 process, provided such person is not under the direct supervision and
38 control of such pharmacist.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	New section

GL *Joint Favorable*