

HOUSE No. 2070

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr.

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative prescription drug waste.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Viriato Manuel deMacedo	1st Plymouth
Bradley H. Jones, Jr.	20th Middlesex
George N. Peterson, Jr.	9th Worcester
Elizabeth Poirier	14th Bristol
Paul K. Frost	7th Worcester
Susan Williams Gifford	2nd Plymouth
Bradford R. Hill	4th Essex
Jeffrey Davis Perry	5th Barnstable
Richard J. Ross	9th Norfolk
Todd M. Smola	1st Hampden
Robert S. Hargraves	1st Middlesex
Michael F. Rush	10th Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 2120 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE PRESCRIPTION DRUG WASTE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 111 of the General Laws, as appearing the 2006 Official Edition, is hereby
2 amended by striking out section 25I and inserting in place thereof the following section:-

3 Section 25I. The commissioner shall promulgate regulations requiring that either a resident or
4 consultant pharmacist in a health care facility shall return to the pharmacy from which it was
5 purchased all unused medication; provided that such medication is sealed in unopened,
6 individually packaged units and within the recommended period of shelf life, and provided that
7 such medication is not a schedule I or II controlled substance as defined in chapter 94C. Such
8 pharmacies shall accept all such unused medications regardless of whether such medications are
9 included on any list of unit-dose drugs issued by the department or the division of medical
10 assistance. Any rules and regulations issued by the commissioner shall permit the pharmacy to
11 which such medication is returned to restock and redistribute such medication. The pharmacy
12 shall be required to reimburse or credit the purchaser for any such returned medication.