HOUSE DOCKET, NO. 620 FILED ON: 1/18/2011

HOUSE . . . . . No. 595

The Commonwealth of Massachusetts

PRESENTED BY:

Robert M. Koczera

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 adoption of the accompanying bill:

An Act relative to returning prescription medication to pharmacies.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Robert M. Koczera	*11th Bristol*

HOUSE DOCKET, NO. 620 FILED ON: 1/18/2011

HOUSE . . . . . No. 595

By Mr. Koczera of New Bedford, a petition (accompanied by bill, House, No. 595) of Robert M. Koczera for legislation to authorize the return of certain prescription medication to pharmacies and redistribution of such medication. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *2087* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to returning prescription medication to pharmacies.

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

SECTION 1. Chapter 111 of the General Laws, as appearing in the 2002 Official Edition, is hereby amended by striking out section 25I and inserting in place thereof the following section:-

Section 25I. The commissioner shall promulgate regulations requiring that either a resident or consultant pharmacist in a health care facility shall return to the pharmacy from which it was purchased all unused medication; provided that such medication is sealed in unopened, individually packaged units and within the recommended period of shelf life, and provided that such medication is not a schedule I or II controlled substance as defined in Chapter 94C. Such pharmacies shall accept all such unused medications regardless of whether such medications are included on any list of unit-dose drugs issued by the department or the division

11 of medical assistance. Any rules and regulations issued by the commissioner shall permit the

12 pharmacy to which such medication is returned to restock and redistribute such medication, and

13 shall be required to reimburse or credit the purchaser for any such returned medication.