HOUSE DOCKET, NO. 266 FILED ON: 1/9/2013

HOUSE . . . . . No. 1995

The Commonwealth of Massachusetts

PRESENTED BY:

Louis L. Kafka

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 providing for unused medication return by health care facilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Louis L. Kafka	*8th Norfolk*
William C. Galvin	*6th Norfolk*
Robert M. Koczera	*11th Bristol*
Elizabeth A. Poirier	*14th Bristol*
James J. Dwyer	*30th Middlesex*
Cory Atkins	*14th Middlesex*
Colleen M. Garry	*36th Middlesex*
Michael J. Barrett	*Third Middlesex*
John W. Scibak	*2nd Hampshire*
Carl M. Sciortino, Jr.	*34th Middlesex*
Jennifer E. Benson	*37th Middlesex*
Bruce E. Tarr	*First Essex and Middlesex*
Keiko M. Orrall	*12th Bristol*

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HOUSE . . . . . No. 1995

By Mr. Kafka of Stoughton, a petition (accompanied by bill, House, No. 1995) of Louis L. Kafka and others that the Commissioner of Public Health be directed to establish regulations for the return to pharmacies of certain unused medication by health care facilities. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *2364* OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act providing for unused medication return by health care facilities.

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 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 unused medications regardless of whether such medications are included on any list of unit-dose drugs issued by the Office of Medicaid. Any rules and regulations issued by the commissioner shall permit the pharmacy to which such medication is returned to restock and redistribute such medication, and shall be required to reimburse or credit the purchaser for any such returned medication.