



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
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February 20, 2013

Mr. President:

The Health and Human Services Committee reports a favorable recommendation on **S.B. 194, PHARMACY PRACTICE ACT AMENDMENTS**, by Senator E. Vickers, with the following amendments:

1. *Page 1, Line 16:*

- 16 ▶ amends pharmacy technician licensure qualifications; =
 ▶ authorizes, under certain circumstances, the dispensing of one or more refills at the time a legend drug prescription is dispensed;

2. *Page 2, Line 28:*

- 28 58-17b-612, as last amended by Laws of Utah 2010, Chapter 101 =
ENACTS:
58-17b-608.1, Utah Code Annotated 1953

3. *Page 10, Line 302 through Page 11, Line 313:*

- 302 (b) "Practice as a licensed pharmacy technician" does not include:
303 (i) performing a drug utilization review, prescription drug order clarification from a
304 prescriber, [] ~~{+}~~ **final review of the prescription** ~~{+}~~ ~~[and prescribed drug~~
 ~~prepared for dispensing;]~~ =
305 dispensing of the drug, or counseling a patient with respect to a prescription drug;
306 (ii) except as permitted by rules made by the division in consultation with the
 board ~~{-}~~
307 — ~~(A) final review of a prescription; or~~
308 — ~~(B)~~ = final review of a prescribed drug prepared for dispensing;
309 ~~{(ii)}~~ (iii) counseling regarding nonprescription drugs and dietary supplements unless
310 delegated by the supervising pharmacist; or
311 ~~{(iii)}~~ (iv) receiving new prescription drug orders when communicating telephonically

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312 or electronically unless the original information is recorded so the pharmacist may review the
313 prescription drug order as transmitted.

1. Page 14, Line 428:

428 with the division.

= Section 4. Section 58-17b-608.1 is enacted to read:

58-17b-608.1. Refills of legend drug prescriptions.

If a prescription for a legend drug includes authorization for one or more refills, a pharmacist or pharmacy intern may dispense one or more of the refills at the time the drug is dispensed, if:

(1) the drug is not a controlled substance;

(2) the prescription does not include "Dispense as Written," "DAW", or some other notation having similar meaning;

(3) the total dosage units dispensed, including the units for both the prescription and any refills, do not exceed a 180-day supply; and

(4) in the professional judgment of the pharmacist or pharmacy intern the refill, or refills, should be dispensed at the time the prescription is dispensed.

Renumber remaining sections accordingly.

Respectfully,

Evan J. Vickers
Committee Chair

Voting: 3-0-2

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