

House Bill 2075

Sponsored by Representative GREENLICK (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Implements program by which patients may properly dispose of prescription drugs at hospitals and long term care facilities. Establishes Prescription Drug Disposal Fund and continuously appropriates moneys in fund to State Board of Pharmacy for purposes related to carrying out program. Sunsets program on January 2, 2018. Declares emergency, effective on passage.

A BILL FOR AN ACT

1 Relating to disposal of prescription drugs; appropriating money; and declaring an emergency.

2 **Be It Enacted by the People of the State of Oregon:**

3 **SECTION 1. Sections 2 to 4 of this 2013 Act are added to and made a part of ORS chapter**
4 **441.**

5 **SECTION 2. (1) The State Board of Pharmacy shall adopt rules to implement a program**
6 **by which patients may properly dispose of prescription drugs at hospitals and long term care**
7 **facilities. The program:**

8 (a) Shall require containers that conform to federal requirements for the disposal of toxic
9 waste to be distributed to participating hospitals and long term care facilities; and

10 (b) May not require hospitals and long term care facilities to participate in the program.

11 (2) A hospital or long term care facility may:

12 (a) Install in a public area of the hospital or long term care facility a container for the
13 safe and secure disposal of prescription drugs; and

14 (b) Develop a public education and outreach program to inform patients and consumers
15 of prescription drugs about the program implemented by the board under subsection (1) of
16 this section and the need to dispose of prescription drugs safely and securely.

17 (3)(a) A hospital or long term care facility that installs a container described in sub-
18 section (2) of this section is responsible for transporting the contents of the container to a
19 hazardous waste site for disposal.

20 (b) The Department of Environmental Quality shall adopt rules for the transportation
21 and disposal of the contents of a container under paragraph (a) of this subsection. In
22 adopting rules under this paragraph, the department must consider transportation and dis-
23 posal processes in use by hospitals and long term care facilities for infectious waste.

24 (4) A public education and outreach program developed under subsection (2)(b) of this
25 section may extend to retail pharmacies, physicians' offices, county health department fa-
26 cilities, hospitals, hospice care providers and long term care providers.

27 **SECTION 3. The State Board of Pharmacy shall report to each odd-numbered year reg-
28 ular session of the Legislative Assembly:**

29 (1) The source and amount of each gift, grant or contribution to the Prescription Drug
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NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 Disposal Fund established under section 4 of this 2013 Act;

2 (2) The number of hospitals and long term care facilities participating in the program
3 implemented under section 2 of this 2013 Act;

4 (3) The amount of prescription drugs collected and disposed under the program;

5 (4) The annual operating costs of the program; and

6 (5) The annual revenues of the program.

7 **SECTION 4.** (1) The Prescription Drug Disposal Fund is established in the State Treas-
8 ury, separate and distinct from the General Fund. Interest earned by the Prescription Drug
9 Disposal Fund shall be credited to the fund. All moneys in the Prescription Drug Disposal
10 Fund are continuously appropriated to the State Board of Pharmacy for the purpose of car-
11 rying out the provisions of sections 2 and 3 of this 2013 Act.

12 (2) The board may accept gifts, grants or contributions from any source, whether public
13 or private, for deposit in the Prescription Drug Disposal Fund. The board shall seek contri-
14 butions from the pharmaceutical industry for deposit in the fund.

15 **SECTION 5.** (1) Section 2 of this 2013 Act becomes operative on January 1, 2014.

16 (2) The State Board of Pharmacy and the Department of Environmental Quality may take
17 any action before the operative date specified in subsection (1) of this section that is neces-
18 sary to enable the board or department to exercise, on and after the operative date specified
19 in subsection (1) of this section, all the duties, functions and powers conferred on the board
20 and department by section 2 of this 2013 Act.

21 **SECTION 6.** (1) Sections 1 to 4 of this 2013 Act are repealed on January 2, 2018.

22 (2) On January 2, 2018, any unexpended balances in the Prescription Drug Disposal Fund
23 established in section 4 of this 2013 Act are transferred to the State Treasury to the credit
24 of the General Fund.

25 **SECTION 7.** This 2013 Act being necessary for the immediate preservation of the public
26 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
27 on its passage.

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