

Requested by SENATE COMMITTEE ON HEALTH CARE

**PROPOSED AMENDMENTS TO
SENATE BILL 698**

1 On page 1 of the printed bill, delete lines 6 through 25 and insert:

2 **“SECTION 2. (1) The State Board of Pharmacy shall adopt rules to**
3 **require that, if a patient is of limited English proficiency and the**
4 **prescribing practitioner, patient or an authorized representative of the**
5 **patient so requests, a prescription drug dispensed by a pharmacist or**
6 **pharmacy intern bear a label, or be dispensed with an informational**
7 **insert, in both English and in a language that the patient can read and**
8 **understand. The rules adopted under this section must:**

9 **“(a) Define ‘limited English proficiency.’**

10 **“(b) Determine the pharmacies to which the requirements of this**
11 **section apply, and include at least pharmacies located in hospitals and**
12 **in drug stores.**

13 **“(c)(A) Require that labels and informational inserts be available**
14 **in at least the following languages:**

15 **“(i) Spanish.**

16 **“(ii) Chinese.**

17 **“(iii) Vietnamese.**

18 **“(iv) Russian.**

19 **“(v) Korean.**

20 **“(vi) Japanese.**

21 **“(vii) Tagalog.**

1 “(viii) Arabic.

2 “(ix) Khmer.

3 “(x) Persian.

4 “(xi) Nepali.

5 “(xii) Somali.

6 “(xiii) Karen.

7 “(xiv) Swahili.

8 “(B) Allow the board to require that labels and informational in-
9 serts be available in additional languages in response to the demo-
10 graphics of communities in this state, and to consult the most recent
11 American Community Survey from the United States Census Bureau
12 and other resources as necessary to determine the language needs of
13 each community.

14 “(d) Establish a list of statements for prescription drug labels and
15 informational inserts that must be available in the languages de-
16 scribed in paragraph (c) of this subsection.

17 “(e) Determine for which prescription drugs it is appropriate to in-
18 clude an informational insert.

19 “(2)(a) A pharmacy may contract with a third party for the trans-
20 lation of the labels and informational inserts required under sub-
21 section (1) of this section.

22 “(b) A pharmacy, pharmacist or pharmacy intern that dispenses a
23 prescription drug in compliance with the requirements of subsection
24 (1) of this section may not be held liable for injuries resulting from the
25 actions of a third party if the pharmacy from which the label or in-
26 formational insert was dispensed entered into a contract with the third
27 party in good faith, and the pharmacy, pharmacist or pharmacy intern
28 was not negligent with regard to the alleged misconduct of the third
29 party.

30 “(3) The board may adopt other rules as necessary to carry out this

1 **section.**

2 **“(4) The board shall, in consultation with the Oregon Health Au-**
3 **thority, adopt rules to require that a pharmacy post signage to provide**
4 **notification of the right to free, competent oral interpretation and**
5 **translation services for patients who are of limited English profi-**
6 **ciency. Rules adopted under this subsection must comply with any**
7 **relevant federal laws and regulations.”.**

8 On page 3, line 24, delete “2020” and insert “2021”.

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