

SENATE FILE NO. SF0106

Medication disposal program.

Sponsored by: Senator(s) Hastert, Landen and Sessions and
Representative(s) Gingery, Hammons, Harvey,
Landon and Millin

A BILL

for

1 AN ACT relating to public health and safety; amending the
2 drug donation program; providing for drop off and disposal
3 of unused and expired prescription drugs; providing an
4 appropriation; authorizing positions; and providing for an
5 effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 35-7-1603(a), (b)(intro), (ii),
10 (iii), (iv), by creating new paragraphs (vi) and (vii) and
11 by creating a new subsection (c) is amended to read:

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13 **35-7-1603. Drug donation, redispensing and disposal**
14 **program established; minimum requirements.**

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1 (a) The department shall establish pursuant to its
2 rules and regulations a voluntary drug donation and
3 disposal program ~~which allows designated providers to~~
4 ~~accept and dispense donated medications to Wyoming~~
5 ~~residents~~ as provided in this section.

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7 (b) The drug donation and redispensing program shall
8 have the following features:

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10 (ii) Drugs may be donated at a donation site
11 maintained by the department or at a physician's office, a
12 pharmacy or a health care facility that elects to
13 participate in the program and meets criteria established
14 by the department;

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16 (iii) Drugs shall be ~~accepted or dispensed~~
17 redispensed under the drug donation program only if they
18 are in their original, unopened, sealed packaging or, if
19 the outside packaging is opened, the contents are single
20 unit doses that are individually contained in unopened,
21 tamper evident packaging;

22
23 (iv) A drug shall not be ~~accepted or dispensed~~
24 redispensed if it bears an expiration date that is earlier

1 than six (6) months after the date the drug was donated or
2 the drug appears to be adulterated or misbranded in any
3 way;

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5 (vi) Drugs shall be delivered either to the
6 department's central collection facility of one of its
7 regional collection facilities;

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9 (vii) Drugs available for redispensing shall be
10 inventoried and posted on a list of drugs available for
11 redispensing on the department's internet website.

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13 (c) The drug drop off and disposal program shall have
14 the following features:

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16 (i) Drop off locations shall be located with
17 donation sites as provided in paragraph (b)(ii) of this
18 section;

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20 (ii) Procedures shall be maintained for the
21 documentation of all collected unused medication;

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23 (iii) Procedures shall be maintained for the
24 environmentally safe disposal of unused medications;

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Section 2.

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(iv) The department shall provide for public education of potential participating consumers about the availability of the drug disposal program and proper and effective disposal of unused medications;

(v) The department shall cooperate with law enforcement agencies to the extent required for the collection under law enforcement supervision or the secure collection, storage, transport and destruction of controlled substances.

(a) There is appropriated four hundred seventy thousand dollars (\$470,000.00) from the general fund to the department of health. This appropriation shall be for the period beginning with the effective date of this act and ending June 30, 2010. This appropriation shall only be expended for the purpose of the drug collection, redispensing and disposal program pursuant to W.S. 35-7-1603. Notwithstanding any other provision of law, this appropriation shall not be transferred or expended for any other purpose and any unexpended, unobligated funds

1 remaining from this appropriation shall revert as provided
2 by law on June 30, 2010. This appropriation shall be
3 included in the department's 2011-2012 standard biennial
4 budget request.

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6 (b) The department of health is authorized two (2)
7 additional full-time equivalent positions and four (4)
8 additional part-time positions to implement the purposes of
9 this act.

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11 **Section 3.** This act is effective July 1, 2009.

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13 (END)