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HOUSE BILL NO. 629

House Amendments in [] — January 28, 2016

A BILL to amend the Code of Virginia by adding a section numbered 54.1-3411.2, relating to prescription drug disposal.

Patron Prior to Engrossment—Delegate Hodges

Referred to Committee on Health, Welfare and Institutions

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 54.1-3411.2 as follows:
§ 54.1-3411.2. Prescription drug disposal programs.

A. As used in this section:

"Authorized pharmacy disposal site" means a pharmacy that qualifies as a collection site pursuant to 21 C.F.R. § 1317.40.

"Pharmacy drug disposal program" means any voluntary drug disposal program located at or operated in accordance with state and federal law by a pharmacy [~~that has received a permit from the Board~~].

B. A pharmacy may participate in a pharmacy drug disposal program in accordance with [state and] federal law regarding proper collection, storage, and destruction of prescription drugs, including controlled and noncontrolled substances. A pharmacy that chooses to participate in a pharmacy drug disposal program shall notify the Board, and the Board shall maintain a list of all pharmacies in the Commonwealth that have chosen to participate in a pharmacy drug disposal program on a website maintained by the Board.

C. No [~~pharmacy that chooses to participate~~ person that participates] in a pharmacy drug disposal program shall be liable for any theft, robbery, or other criminal act related to its participation in the pharmacy drug disposal program [~~or~~ nor shall such person be liable for acts of simple negligence in] the collection, storage, or destruction of prescription drugs collected through such pharmacy drug disposal program, provided that the pharmacy practice site is acting in good faith and in accordance with applicable state and federal law and regulations.

ENGROSSED

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