

As Introduced

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H. B. No. 214

Representative Brown

**Cosponsors: Representatives Kent, West, Ingram, Smith, K., Weinstein, Smith, R.,
Miller, A., Lightbody, Kelly, Miranda, Boggs, Brent, Sobecki**

A BILL

To enact section 4729.49 of the Revised Code 1
regarding prescription drug readers for visually 2
impaired patients. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4729.49 of the Revised Code be 4
enacted to read as follows: 5

Sec. 4729.49. (A) Except as provided in division (B) of 6
this section, prior to selling a dangerous drug at retail, a 7
licensed terminal distributor of dangerous drugs shall notify 8
the person purchasing the drug that a prescription reader can be 9
made available. If that person requests a prescription reader, 10
the terminal distributor shall provide a prescription reader for 11
at least the duration of the prescription. 12

(B) This section does not apply in either of the following 13
circumstances: 14

(1) When the drug is personally furnished by a licensed 15
health professional authorized to prescribe drugs; 16

(2) When the licensed terminal distributor dispensing the drug is any of the following: 17
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(a) An institutional pharmacy; 19

(b) A pharmacy participating in the drug repository program pursuant to section 3715.871 of the Revised Code, but only if the drug being dispensed was donated or given under the program; 20
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(c) A pharmacy in a jail, state correctional institution, federal correctional facility or complex, or juvenile detention facility; 24
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(d) A pharmacy operated by a government entity. 27

(C) This section does not affect any law relative to labeling requirements for drugs. 28
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(D) As used in this section: 30

(1) "Dangerous drug" has the same meaning as set forth in division (F) of section 4729.01 of the Revised Code. 31
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(2) "Institutional pharmacy" means a pharmacy that is part of or is operated in conjunction with any of the following health care facilities: a hospital, ambulatory surgical facility, nursing home, residential care facility, freestanding rehabilitation facility, hospice care program, home and community-based services provider, residential facility for individuals with mental illness or developmental disabilities, or any similar health care facility. "Institutional pharmacy" includes both of the following: 33
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(a) A pharmacy on the premises of a health care facility that provides a system of distributing and supplying medication to the facility or its patients, whether or not operated by the 42
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facility; 45

(b) A pharmacy off the premises of a health care facility 46
that provides services only to patients of one or more health 47
care facilities. 48

(3) "Terminal distributor of dangerous drugs" has the same 49
meaning as set forth in division (Q) of section 4729.01 of the 50
Revised Code and specifically includes retail pharmacies. 51

(4) "Prescription reader" means a device that audibly 52
conveys the information that is required by law or rule to be 53
contained on a label affixed to the container in which a 54
dangerous drug is dispensed for a patient who is visually 55
impaired or otherwise would have difficulty reading the label. 56
The information to be audibly conveyed shall include any 57
cautions which may be required by federal and state law, and, 58
any information regarding drug interactions, contraindications, 59
and side effects that are also provided to sighted patients and 60
patients who have no difficulty reading the label. 61