

HB5949



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5949

by Rep. Michael J. Zalewski

SYNOPSIS AS INTRODUCED:

225 ILCS 85/16c

Amends the Pharmacy Practice Act. Extends the repeal of the medicine locking closure package pilot program from January 1, 2017 to January 1, 2018. Effective immediately.

LRB099 15930 MLM 40247 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Pharmacy Practice Act is amended by changing
5 Section 16c as follows:

6 (225 ILCS 85/16c)

7 (Section scheduled to be repealed on January 1, 2017)

8 Sec. 16c. Medicine locking closure package.

9 (a) As used in this Section:

10 "Medicine locking closure package" means any alphanumeric
11 combination locking closure mechanism that can only be unlocked
12 with a user-generated, resettable alphanumeric code in
13 combination with an amber prescription container that forms a
14 package that allows only the person with a prescription access
15 to the medicine.

16 "Schedule II controlled substance" means a Schedule II
17 controlled substance under the United States Controlled
18 Substances Act and 21 CFR 1308.

19 (b) Subject to appropriation, effective January 1, 2016,
20 the Department shall by rule implement a pilot project
21 requiring that every new or refilled prescription for a
22 Schedule II controlled substance containing hydrocodone
23 dispensed by a pharmacy that voluntarily decides to participate

1 in the pilot program shall only be dispensed in a non-reusable
2 medicine locking closure package. The Department shall not
3 expend more than \$150,000 on this pilot program. The Department
4 may contract with third parties to implement the pilot program
5 in whole or in part.

6 (c) The medicine locking closure package must be dispensed
7 by the pharmacy with instructions for patient use unless the
8 prescriber indicates orally, in writing, or electronically
9 that a medicine locking closure package shall not be used.

10 (d) The manufacturer of the medicine locking closure
11 package must make available assistance online or through a
12 toll-free number for patient use.

13 (e) Prescriptions reimbursed via the Medicare Part D and
14 Medicaid programs, including Medicaid managed care plans, are
15 exempt from the provisions of this Section.

16 (f) Prescriptions for individuals residing in facilities
17 licensed under the Nursing Home Care Act are exempt from the
18 provisions of this Section.

19 (g) This Section is repealed on January 1, 2018 ~~2017~~.

20 (Source: P.A. 99-473, eff. 8-27-15.)

21 Section 99. Effective date. This Act takes effect upon
22 becoming law.