



OHIO LEGISLATIVE SERVICE COMMISSION

Bill Analysis

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H.B. 231

132nd General Assembly
(As Introduced)

Reps. Ginter and Sprague, Blessing, Green, Riedel, Seitz

BILL SUMMARY

- Requires a pharmacist who dispenses a controlled substance to (1) offer to dispense it in a lockable or tamper evident container and (2) provide the patient with an educational statement regarding the potential for abuse and diversion of controlled substances.

CONTENT AND OPERATION

Dispensing controlled substances in lockable or tamper evident containers

The bill requires a pharmacist who dispenses a drug containing a controlled substance to do both of the following:

(1) Offer to dispense the drug in a lockable or tamper evident container;

(2) Provide an educational statement regarding the potential for abuse and diversion of controlled substances.¹

The bill defines "lockable container" as a container that (1) has "special packaging," which is generally defined under federal law to mean packaging designed to be significantly difficult for children to open but not difficult for normal adults to use properly,² and (2) can be unlocked physically or electronically using a code or password selected by the patient or an individual acting on the patient's behalf.³ "Tamper evident

¹ R.C. 3719.051(B).

² R.C. 3719.051(A)(2) (referencing the "Poison Prevention Packaging Act of 1970," 15 U.S.C. 1471).

³ R.C. 3719.051(A)(1).

container" is defined as a container that has special packaging and displays a visual sign in the event of unauthorized entry (or displays the time the container was last opened).⁴

The bill requires the State Board of Pharmacy to develop the educational statement that pharmacists must provide to patients. The statement must educate patients on the potential for abuse and diversion of drugs containing controlled substances, including the potential for diversion from patients' homes.⁵ The bill permits the Board to adopt rules as it considers necessary to implement the bill.⁶

The bill's requirements are in addition to existing requirements applicable to the dispensing of controlled substances by pharmacists.⁷

HISTORY

ACTION	DATE
Introduced	05-23-17

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⁴ R.C. 3719.051(A)(3).

⁵ R.C. 3719.051(C).

⁶ R.C. 3719.051(D).

⁷ R.C. 3719.05, not in the bill.

