

HOUSE BILL No. 2182

By Committee on Aging and Long Term Care

2-7

1 AN ACT concerning the unused medication act; relating to mail service
2 pharmacies; amending K.S.A. 2010 Supp. 65-1669 and repealing the
3 existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2010 Supp. 65-1669 is hereby amended to read as
7 follows: 65-1669. As used in the utilization of unused medications act:

8 (a) "Adult care home" has the same meaning as such term is defined
9 in K.S.A. 39-923, and amendments thereto.

10 (b) "Community mental health center" has the same meaning as such
11 term is defined in K.S.A. 75-3307c, and amendments thereto.

12 (c) "Donating entities" means adult care homes, mail service
13 pharmacies and medical care facilities who elect to participate in the
14 program.

15 (d) "Drug" has the same meaning as such term is defined in K.S.A.
16 65-1626, and amendments thereto.

17 (e) "Federally qualified health center" means a center which meets
18 the requirements for federal funding under 42 U.S.C. ~~§section~~ 1396d(1)
19 of the public health service act, *and amendments thereto*, and which has
20 been designated as a "federally qualified health center" by the federal
21 government.

22 (f) "Indigent health care clinic" has the same meaning as such term
23 is defined in K.S.A. 75-6102, and amendments thereto.

24 (g) "Mail service pharmacy" means a licensed Kansas pharmacy
25 ~~located within the state~~ that ships, mails or delivers by any lawful means
26 a lawfully dispensed medication in tamper-resistant packaging to
27 residents of this state or another state.

28 (h) "Medical care facility" has the same meaning as such term is
29 defined in K.S.A. 65-425, and amendments thereto.

30 (i) "Medically indigent" has the same meaning as such term is
31 defined in K.S.A. 75-6102, and amendments thereto.

32 (j) "Medication" means a prescription drug or drug as defined by
33 this section.

34 (k) "Mid-level practitioner" has the same meaning as such term is
35 defined in K.S.A. 65-1626, and amendments thereto.

36 (l) "Practitioner" has the same meaning as such term is defined in

- 1 K.S.A. 65-1626, and amendments thereto.
- 2 (m) "Prescription drug" means a drug which may be dispensed only
- 3 upon prescription of a practitioner or mid-level practitioner authorized by
- 4 law and which is approved for safety and effectiveness as a prescription
- 5 drug under section 505 or 507 of the federal food, drug and cosmetic act
- 6 (52 Stat. 1040 (1938), 21 U.S.C.A., ~~section~~ § 301), *and amendments*
- 7 *thereto*.
- 8 (n) "Qualifying center or clinic" means an indigent health care
- 9 clinic, federally qualified health center or community mental health
- 10 center.
- 11 Sec. 2. K.S.A. 2010 Supp. 65-1669 is hereby repealed.
- 12 Sec. 3. This act shall take effect and be in force from and after its
- 13 publication in the statute book.
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