

Honolulu, Hawaii

APR 03 2019

RE: H.B. No. 1272  
H.D. 1  
S.D. 1

Honorable Ronald D. Kouchi  
President of the Senate  
Thirtieth State Legislature  
Regular Session of 2019  
State of Hawaii

Sir:

Your Committee on Commerce, Consumer Protection, and Health,  
to which was referred H.B. No. 1272, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS,"

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Authorize pharmacies to accept the return of any prescription drug for disposal via collection receptacles or mail-back programs;
- (2) Prohibit pharmacies from re-dispensing returned prescription drugs or accepting returned prescription drugs in exchange for cash or credit; and
- (3) Require the pharmacist-in-charge to ensure that only authorized reverse distributors acquire prescription drugs collected via collection receptacles or mail-back programs.

Your Committee received testimony in support of this measure from the Department of Public Safety; Alcohol and Drug Abuse Division of the Department of Health; Board of Pharmacy; University of Hawai'i at Hilo, Daniel K. Inouye College of Pharmacy; Hawaii Medical Service Association; Walgreen Co.; Work



Injury Medical Association of Hawaii; Hawaii Substance Abuse Coalition; CVS Health; and four individuals.

Your Committee finds that unused medications in households and at various patient care facilities expose residents to potential harm due to mistaken ingestion and increase the potential for theft and assault. Annually, more than seventy-one thousand children under the age of nineteen are admitted to emergency rooms for unintentional overdoses of prescription and over-the-counter drugs. Your Committee further finds that keeping unused opioids or other common drugs of misuse in homes is no longer safe or responsible. Disposal of unwanted, expired, or unnecessary prescription drugs reduces the risk of overdose, prevents unused or unwanted drugs or controlled substances from being diverted to an unintentional user, and avoids contaminating landfills and oceans. This measure helps address the nationwide opioid epidemic and promotes patient safety.

Your Committee has amended this measure by:

- (1) Inserting an effective date of July 1, 2019; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Commerce, Consumer Protection, and Health that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1272, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1272, H.D. 1, S.D. 1, and be placed on the calendar for Third Reading.

Respectfully submitted on  
behalf of the members of the  
Committee on Commerce, Consumer  
Protection, and Health,



ROSALYN H. BAKER, Chair



The Senate  
Thirtieth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Commerce, Consumer Protection, and Health**  
**CPH**

|  |                     |          |     |         |
|--|---------------------|----------|-----|---------|
| Bill / Resolution No.:*  | Committee Referral: | Date:    |     |         |
| HB 1272, HD1   | CPH                 | 3/13/19  |     |         |
| <input type="checkbox"/> The Committee is reconsidering its previous decision on this measure.<br>If so, then the previous decision was to: _____  |                     |          |     |         |
| The Recommendation is:<br><input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313 |                     |          |     |         |
| Members  | Aye                 | Aye (WR) | Nay | Excused |
| BAKER, Rosalyn H. (C)  | ✓                   |          |     |         |
| CHANG, Stanley (VC)  | ✓                   |          |     |         |
| KEOHOKALOLE, Jarrett   | ✓                   |          |     |         |
| NISHIHARA, Clarence K.   |                     |          |     | ✓       |
| RUDERMAN, Russell E.   | ✓                   |          |     |         |
| THIELEN, Laura H.  | ✓                   |          |     |         |
| FEVELLA, Kurt  | ✓                   |          |     |         |
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| <b>TOTAL</b>   | 6                   |          |     | 1       |
| Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted   |                     |          |     |         |
| Chair's or Designee's Signature:   |                     |          |     |         |
| <b>Distribution:</b> Original    Yellow    Pink    Goldenrod<br>File with Committee Report    Clerk's Office    Drafting Agency    Committee File Copy   |                     |          |     |         |

\*Only one measure per Record of Votes