



EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

July 2, 2019

GOV. MSG. NO. 1285

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirtieth State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirtieth State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on July 2, 2019, the following bill was signed into law:

HB1272 HD1 SD1

RELATING TO PRESCRIPTION DRUGS
ACT 183 (19)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO PRESCRIPTION DRUGS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that several laws to
2 address the nationwide opioid epidemic were passed during the
3 2018 legislative session, including laws allowing pharmacists to
4 prescribe and dispense opioid antagonists to patients who are at
5 risk of an opioid overdose; requiring health care providers in
6 the workers' compensation system to adopt and maintain policies
7 for informed consent to opioid therapy in circumstances that
8 carry elevated risk of dependency; limiting concurrent opioid
9 and benzodiazepine prescriptions in the workers' compensation
10 system; and requiring packaging on opioid drugs to include a
11 label warning of the risks of overdose and addiction.

12 However, the legislature finds that additional measures
13 need to be enacted in order to address the safe disposal of
14 unused or unwanted opioid drugs. Allowing pharmacies to accept
15 prescription drugs for disposal provides a convenient,
16 accessible method for Hawaii residents to dispose of opioid
17 drugs that are no longer needed.



1 The purpose of this Act is to:

2 (1) Authorize certain pharmacies to collect prescription
3 drugs for disposal via secured collection receptacles
4 or mail-back programs; and

5 (2) Prohibit pharmacies from redispensing or returning
6 prescription drugs that have been returned for
7 disposal.

8 SECTION 2. Chapter 461, Hawaii Revised Statutes, is
9 amended by adding a new section to be appropriately designated
10 and to read as follows:

11 "§461- Return for disposal of unused, remaining, or
12 expired drugs; pharmacy options. (a) No pharmacy shall accept
13 the return of any prescription drug unless:

14 (1) The pharmacy is collecting the prescription drug for
15 disposal only; and

16 (2) The pharmacy is registered with the United States Drug
17 Enforcement Administration as an authorized collector
18 pursuant to title 21 Code of Federal Regulations
19 section 1317.40.

20 (b) No prescription drug returned to the pharmacy for
21 disposal shall be redispensed or returned for cash or credit.



1 (c) Any pharmacy accepting prescription drugs for disposal
2 shall use the following methods:

3 (1) Secured collection receptacles in compliance with
4 title 21 Code of Federal Regulations section 1317.75;

5 or

6 (2) Mail-back programs.

7 (d) In any pharmacy accepting prescription drugs for
8 disposal under this section, the pharmacist-in-charge shall
9 ensure that only Drug Enforcement Administration approved
10 reverse distributors acquire prescription drugs collected
11 through collection receptacles and mail-back programs."

12 SECTION 3. New statutory material is underscored.

13 SECTION 4. This Act shall take effect on July 1, 2019.

APPROVED this 02 day of JUL , 2019



GOVERNOR OF THE STATE OF HAWAII



HB No. 1272, HD 1, SD 1

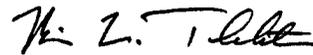
THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 25, 2019
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirtieth Legislature of the State of Hawaii, Regular Session of 2019.



Scott K. Saiki
Speaker
House of Representatives

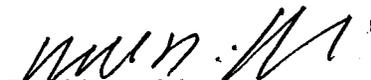


Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: April 5, 2019
Honolulu, Hawai'i 96813

We hereby certify that the foregoing Bill this day passed Third Reading in the Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2019.


President of the Senate


Clerk of the Senate