

House Bill 1427

By: Representative Parham of the 94th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to
2 pharmacists and pharmacies, so as to change certain definitions relative to the "Georgia
3 Pharmacy Practice Act"; to change certain provisions relating to powers of the board; to
4 change certain provisions relating to personnel to be employed; to change certain provisions
5 relating to drug therapy certification; to provide for related matters; to repeal conflicting
6 laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and
10 pharmacies, is amended in Code Section 26-4-5, relating to definitions, by adding a new
11 paragraph (3.1) to read as follows:

12 "(3.1) 'Centralized prescription filling' means the filling of a prescription by one
13 pharmacy upon request by another pharmacy to fill or refill the prescription. The term
14 includes the performance by one pharmacy for another pharmacy of other pharmacy
15 duties, including, but not limited to, drug utilization review, patient counseling, and the
16 obtaining of refill authorizations."

17 **SECTION 2.**

18 Said chapter is further amended in Code Section 26-4-28, relating to powers, duties, and
19 authority of the Georgia State Board of Pharmacy, by striking paragraph (6) of subsection
20 (a) and inserting in its place the following:

21 "(6) The licensure and regulation of all pharmacies, including, but not limited to, retail,
22 hospital, institutional, clinic, and centralized prescription filling pharmacies that dispense
23 drugs to any patient within this state, and pharmacy interns;"

SECTION 3.

Said chapter is further amended in Code Section 26-4-29, relating to the Georgia Drugs and Narcotics Agency, continuance, appointment, requirements, and duties of director, power to make arrests, report of violations of drug laws, and the dangerous drug list, by striking subsection (a) and inserting in its place the following:

"(a) The agency created in 1908 as the Office of the Chief Drug Inspector and known as the Georgia Drugs and Narcotics Agency since 1976 is continued in existence as the Georgia Drugs and Narcotics Agency. This agency shall be a budget unit as defined under Code Section 45-12-7; provided, however, that the agency shall be assigned for administrative purposes only, as defined in Code Section 50-4-3, to the office of the Secretary of State. The Georgia Drugs and Narcotics Agency is authorized by this Code section to enforce the drug laws of this state. The board shall appoint a director who shall be charged with supervision and control of such agency. The agency shall employ the number of personnel deemed necessary to properly protect the health, safety, and welfare of the citizens of this state. Such personnel shall be pharmacists registered in this state when employed as ~~either~~ special agents, inspectors, or the deputy director."

SECTION 4.

Said chapter is further amended in Code Section 26-4-50, relating to drug therapy modification certification, by striking paragraph (3) of subsection (a) and inserting in its place the following:

"(3) ~~Annually successfully completes a continuing education program regarding modification of drug therapy and approved by the board~~ On a biennial basis, successfully completes six hours of board approved continuing education programs regarding modification of drug therapy; and"

SECTION 5.

All laws and parts of laws in conflict with this Act are repealed.