

Senate Bill 216

By: Senator Carter of the 1st

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 6 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated,
2 relating to pharmacies, so as to provide that the medical director of an emergency service
3 provider may contract with more than one pharmacy as a provider of drugs and consultant
4 services; to provide for related matters; to provide for an effective date; to repeal conflicting
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 6 of Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to
9 pharmacies, is amended by revising Code Section 26-4-116, relating to emergency service
10 providers, contracts with issuing pharmacy, record keeping, and inspections, as follows:

11 "26-4-116.

12 (a) Dangerous drugs and controlled substances as defined under Chapter 13 of Title 16
13 shall only be issued to the medical director of an emergency service provider from a
14 ~~pharmacy~~ pharmacies licensed in this state only in accordance with the provisions of this
15 Code section.

16 (b) The medical director of an emergency service provider and ~~the~~ an issuing pharmacy
17 must have a signed contract or agreement designating ~~the issuing~~ such pharmacy as ~~the a~~
18 provider of drugs and consultant services and a copy must be filed with the state board and
19 the Department of Public Health prior to any drugs being issued. ~~The medical director of~~
20 ~~an emergency service provider may only have one contractual relationship with one~~
21 ~~pharmacy per county serviced by such emergency service provider.~~

22 (c) A manual of policies and procedures for the handling, storage, labeling, and record
23 keeping of all drugs must be written, approved, and signed by the medical director of an
24 emergency service provider and the pharmacist in charge of ~~the~~ an issuing pharmacy. The
25 manual shall contain procedures for the safe and effective use of drugs from acquisition to
26 final disposition.

27 (d) A written record of all drugs issued to the medical director of an emergency service
28 provider must be maintained by the issuing pharmacy and emergency service provider.
29 Agents of the Georgia Drugs and Narcotics Agency may review all records to determine
30 the accuracy and proper accountability for the use of all drugs.

31 (e) To provide for the proper control and accountability of drugs, a written record of all
32 drugs used by such emergency service provider shall be provided to the issuing pharmacy
33 within 72 hours of use.

34 (f) A pharmacist from ~~the~~ a contracting issuing pharmacy shall physically inspect the
35 drugs of such emergency service provider to determine compliance with appropriate
36 policies and procedures for the handling, storage, labeling, and record keeping of all drugs
37 not less than annually and maintain records of such inspection for a period of not less than
38 two years. Such an inspection shall, at a minimum, verify that:

39 (1) Drugs are properly stored, especially those requiring special storage conditions;

40 (2) Drugs are properly accounted for by personnel of such emergency service provider;

41 (3) Proper security measures to prohibit unauthorized access to the drugs are
42 implemented; and

43 (4) All policies and procedures are followed and enforced.

44 (g) All outdated, expired, unused, or unusable drugs shall be returned to the issuing
45 pharmacy for proper disposition in a manner acceptable to the board."

46 **SECTION 2.**

47 This Act shall become effective upon its approval by the Governor or upon its becoming law
48 without such approval.

49 **SECTION 3.**

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