

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# HOUSE BILL 2155

AN ACT

AMENDING TITLE 32, CHAPTER 18, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-1910; RELATING TO THE BOARD OF PHARMACY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 32, chapter 18, article 1, Arizona Revised Statutes,  
3 is amended by adding section 32-1910, to read:

4 32-1910. Emergencies; continued provision of services

5 A. IF A NATURAL DISASTER OR TERRORIST ATTACK OCCURS AND A STATE OF  
6 EMERGENCY IS, AS A CONSEQUENCE OF THE NATURAL DISASTER OR TERRORIST ATTACK,  
7 DECLARED BY THE GOVERNOR OR BY A COUNTY, CITY OR TOWN PURSUANT TO ITS  
8 AUTHORITY AND THE DECLARED STATE OF EMERGENCY RESULTS IN INDIVIDUALS BEING  
9 UNABLE TO REFILL EXISTING PRESCRIPTIONS, THE BOARD SHALL COOPERATE WITH THE  
10 STATE AND THE POLITICAL SUBDIVISION TO ENSURE THE PROVISION OF DRUGS, DEVICES  
11 AND PROFESSIONAL SERVICES TO THE PUBLIC.

12 B. WHEN A STATE OF EMERGENCY HAS BEEN DECLARED PURSUANT TO THIS  
13 SECTION, A PHARMACIST MAY WORK IN THE AFFECTED COUNTY, CITY OR TOWN AND MAY  
14 DISPENSE A ONE-TIME EMERGENCY REFILL PRESCRIPTION OF UP TO A THIRTY-DAY  
15 SUPPLY OF A PRESCRIBED MEDICATION IF BOTH OF THE FOLLOWING APPLY:

16 1. IN THE PHARMACIST'S PROFESSIONAL OPINION THE MEDICATION IS  
17 ESSENTIAL TO THE MAINTENANCE OF LIFE OR TO THE CONTINUATION OF THERAPY.

18 2. THE PHARMACIST MAKES A GOOD FAITH EFFORT TO REDUCE THE INFORMATION  
19 TO A WRITTEN PRESCRIPTION MARKED "EMERGENCY PRESCRIPTION" AND THEN FILES AND  
20 MAINTAINS THE PRESCRIPTION AS REQUIRED BY LAW.

21 C. A PHARMACIST WHO IS NOT LICENSED IN THIS STATE, BUT WHO IS  
22 CURRENTLY LICENSED IN ANOTHER STATE, MAY DISPENSE PRESCRIPTION MEDICATIONS IN  
23 THOSE AFFECTED COUNTIES, CITIES OR TOWNS IN THIS STATE DURING THE TIME THAT A  
24 DECLARED STATE OF EMERGENCY EXISTS PURSUANT TO THIS SECTION IF BOTH OF THE  
25 FOLLOWING APPLY:

26 1. THE PHARMACIST HAS PROOF OF LICENSURE IN ANOTHER STATE.

27 2. THE PHARMACIST IS ENGAGED IN A LEGITIMATE RELIEF EFFORT DURING THE  
28 PERIOD OF TIME AN EMERGENCY HAS BEEN DECLARED PURSUANT TO THIS SECTION.

29 D. THE BOARD MAY ADOPT RULES FOR THE PROVISION OF PHARMACEUTICAL CARE  
30 AND DRUG AND DEVICE DELIVERY DURING A DECLARED EMERGENCY THAT IS THE  
31 CONSEQUENCE OF A NATURAL DISASTER OR TERRORIST ATTACK, INCLUDING THE USE OF  
32 TEMPORARY OR MOBILE PHARMACY FACILITIES AND NONRESIDENT LICENSED PHARMACY  
33 PROFESSIONALS.

34 E. A PHARMACIST'S AUTHORITY TO DISPENSE PRESCRIPTIONS PURSUANT TO THIS  
35 SECTION ENDS WHEN THE DECLARED STATE OF EMERGENCY IS TERMINATED.