May 28, 2008

S 2041. CANCER DRUG AND MEDICAL DEVICE REPOSITORY. Filed 5/27/08. *TO ESTABLISH THE CANCER DRUG, SUPPLIES, AND MEDICAL DEVICE REPOSITORY PROGRAM IN THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF PUBLIC HEALTH*.

Enacts new GS 130A-216, which establishes a new program to allow a cancer patient or the patient's family to donate unused cancer drugs, supplies, and medical devices to uninsured and underinsured cancer patients. Allows donations to be made to health care facilities or pharmacies that elect to participate in the program. Specifies requirements that must be satisfied for a pharmacist to dispense donated items to eligible patients. Prohibits the reselling of donated items, but allows health care facilities and pharmacies to charge a handling fee. Directs the Department of Health and Human Services, in consultation with the Board of Pharmacy, to establish eligibility criteria and adopt rules necessary for implementation of the program. Provides limited immunity to pharmaceutical manufacturers, pharmacies and medical facilities participating in the program, dispensing pharmacists, practitioners administering donated items, and donors. Enacts new GS 90-85.42 allowing pharmacies to participate in the program. Appropriates $100,000 for 2008-09 from the General Fund to the Department of Health and Human Services, Division of Public Health to implement the new program. Appropriation effective July 1, 2008; the remainder of the bill becomes effective when it becomes law.

Intro. by Purcell. GS 90, 130A, APPROP