

**As Introduced**

**132nd General Assembly**

**Regular Session**

**2017-2018**

**H. B. No. 231**

**Representatives Ginter, Sprague**

**Cosponsors: Representatives Blessing, Green, Riedel, Seitz**

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**A BILL**

To enact section 3719.051 of the Revised Code to 1  
require pharmacists to offer to dispense 2  
controlled substances in lockable or tamper- 3  
evident containers. 4

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That section 3719.051 of the Revised Code be 5  
enacted to read as follows: 6

**Sec. 3719.051.** (A) As used in this section: 7

(1) "Lockable container" means a container that meets both 8  
of the following requirements: 9

(a) Has special packaging; 10

(b) Has a locking mechanism to which either of the 11  
following applies: 12

(i) It can be unlocked physically by entering a numeric or 13  
alphanumeric combination code that is selected by the patient or 14  
an individual acting on behalf of the patient. 15

(ii) It can be unlocked electronically by entering a 16

password or code that is selected by the patient or an 17  
individual acting on behalf of the patient. 18

(2) "Special packaging" has the same meaning as in the 19  
"Poison Prevention Packaging Act of 1970," 15 U.S.C. 1471; 20

(3) "Tamper-evident container" means a container that 21  
meets both of the following requirements: 22

(a) Has special packaging; 23

(b) Displays a visual sign when there is unauthorized 24  
entry into the container or has a numerical display of the time 25  
that the container was last opened. 26

(B) In addition to the requirements set forth in section 27  
3719.05 of the Revised Code, a pharmacist who dispenses a drug 28  
containing a controlled substance in schedule II, III, IV, or V 29  
shall do both of the following: 30

(1) Offer to dispense the drug in a lockable container or 31  
tamper-evident container; 32

(2) Provide the educational statement described in 33  
division (C) of this section. 34

(C) The state board of pharmacy shall develop an 35  
educational statement to educate patients on the potential for 36  
abuse and diversion of drugs containing controlled substances, 37  
including the potential for diversion from a patient's home. 38

(D) The board may adopt rules as it considers necessary to 39  
implement this section. The rules shall be adopted in accordance 40  
with Chapter 119. of the Revised Code. 41