

1 ENGROSSED SENATE
2 BILL NO. 696

By: Standridge of the Senate

3 and

4 McEntire of the House

5
6 An Act relating to pharmacy; authorizing licensed
7 pharmacist to compound certain nonsterile
8 preparations for specified individuals under certain
9 conditions; limiting amount in stock; authorizing
10 licensed pharmacist to dispense and ship certain
11 nonsterile preparations to specified individuals
12 under certain conditions; prohibiting certain
13 shipments; specifying applicability of section;
14 providing for codification; and providing an
15 effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 353.19A of Title 59, unless
19 there is created a duplication in numbering, reads as follows:

20 A. A licensed pharmacist may compound one or more nonsterile
21 preparations for office use by a licensed practitioner pursuant to a
22 valid order or orders by the licensed practitioner. This subsection
23 shall apply to a preparation containing either prescription or
24 nonprescription ingredients, or both.

B. 1. A licensed pharmacist may compound one or more non-
sterile preparations consisting only of nonprescription ingredients

1 for over-the-counter use by one or more customers or anticipated
2 customers. Such preparations shall not require a prescription.

3 2. The amount in stock at any given time of each preparation
4 for over-the-counter use shall not exceed what the pharmacist
5 reasonably believes would be necessary to fill two weeks' worth of
6 orders.

7 3. A licensed pharmacist may dispense or ship one or more non-
8 sterile preparations for over-the-counter use to a customer if:

9 a. the preparation was compounded in compliance with
10 paragraph 1 of this subsection, and

11 b. the pharmacist deems the preparation to be appropriate
12 for the customer.

13 4. A pharmacist shall not ship any preparations for over-the-
14 counter use out of this state. No more than ten percent (10%) of
15 the volume of any one preparation shall be shipped to a customer or
16 customers outside of a fifty-mile radius of the pharmacy.

17 C. This section shall apply to any pharmacist who owns, is
18 employed by or is under contract with any pharmacy licensed by the
19 State Board of Pharmacy and located in this state. This section
20 shall not be construed to apply only to certain types of pharmacies
21 including, but not limited to, a compounding pharmacy.

22 SECTION 2. This act shall become effective November 1, 2021.
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