

HB 1460 -- FAILURE TO REPORT ILLEGAL CONDUCT REGARDING PRESCRIPTION MEDICATIONS

SPONSOR: Roorda

This bill requires any person involved in the production, sale, distribution, or administration of prescription medications who has reasonable cause to believe that the conduct of a pharmacist or any other licensed health care professional is illegal and could cause death or serious physical injury to another person to immediately report or cause a report to be made to the federal Food and Drug Administration; the Board of Pharmacy within the Department of Insurance, Financial Institutions and Professional Registration; or any law enforcement organization. A person who knowingly fails to make a report of misconduct within a reasonable period of time will be guilty of a class A misdemeanor. Any person who knowingly conceals any illegal conduct resulting in death or serious physical injury is guilty of a class D felony.

Any person involved in the production, sale, distribution, or administration of prescription medications who has reason to suspect that counterfeit, fake, diluted, or black market drugs are in the distribution channel must make a report or cause a report to be made to the federal Food and Drug Administration; the Board of Pharmacy within the Department of Insurance, Financial Institutions and Professional Registration; or any law enforcement agency. A person who fails to make a report or cause a report to be made within seven days is guilty of a class A misdemeanor. Any employee of a drug or pharmaceutical company that attempts to conceal information that could result in serious physical injury or death to a person is guilty of a class D felony.