DIGEST

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HB 319 Original 2015 Regular Session Simon

Abstract: Prohibits the dispensing of an interchangeable biological product if the prescription requires the named product and requires notification to the prescriber when an interchangeable biological product is dispensed.

Proposed law defines "biological product", "equivalent drug product", and "interchangeable".

Proposed law requires the La. Board of Pharmacy to maintain on its public web page a link to the current list, if available, of biological products determined by the U.S. Food and Drug Administration (FDA) to be interchangeable.

Present law prohibits a pharmacist from knowingly dispensing an equivalent drug product if the prescriber instructs otherwise on the written prescription drug order or by verbally indicating the instruction for an oral prescription.

Proposed law retains present law and adds a prohibition against dispensing an interchangeable biological product if the prescriber instructs otherwise.

Present law requires the patient to consent to the equivalent drug if substitution is permitted by the prescriber.

Proposed law retains present law and adds the requirement that the patient consent to the interchangeable biological product if substitution is permitted by the prescriber.

Proposed law requires the dispensing pharmacist or his designee to communicate to the prescriber the specific biological product provided to the patient, including the name of the product and the manufacturer, no later than five days following the dispensing of a biological product unless there is no interchangeable biological product approved by the FDA for the product prescribed or a refill prescription is not changed from the product dispensed on the prior filling of the prescription.

(Amends R.S. 37:1164(16) and 1241(A)(17); Adds R.S. 37:1164(58) and (59), 1185, and 1226.1)