



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Revised Fiscal Note

(replaces fiscal note dated February 23, 2023)

Drafting Number:	LLS 23-0056	Date:	March 16, 2023
Prime Sponsors:	Rep. Michaelson Jenet; Soper Sen. Ginal; Kirkmeyer	Bill Status:	Senate Health & Human Services
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Bill Topic: **AUTOMATED PHARMACY DISPENSING SYSTEM**

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill authorizes prescription drug outlets to dispense certain prescriptions through automated pharmacy dispensing systems. The bill increases state workload beginning in FY 2023-24.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This revised fiscal note reflects the reengrossed bill.

Summary of Legislation

The bill authorizes prescription drug outlets to operate automated pharmacy dispensing systems to dispense prescription medications to patients. The prescription drug outlets are responsible for the security, operation, and maintenance of the automated dispensing system, and must ensure a pharmacist, whether in-person or online, provides the necessary clinical services for patients accessing the system. The prescription drugs dispensed from the automated system will be considered dispensed by the prescription drug outlet operating the system.

The bill requires prescription drug outlets with automated pharmacy systems to follow certain requirements, including notifying the board of the system's location, dispensing controlled substances in compliance with the requirements of the Federal Drug Enforcement Agency, ensuring the system is accessible for persons with disabilities, and maintaining the privacy of personal health information and records of the drugs dispensed. Prescription drug outlets must also develop written policies and procedures for the automated system and review them annually, keeping these reports on file and available to the State Board of Pharmacy in the Department of Regulatory Agencies upon request.

State Expenditures

In FY 2023-24, the bill will increase workload for the State Board of Pharmacy in the Department of Regulatory Agencies to conduct rulemaking, outreach, and education. Workload may also increase on an ongoing basis to address complaints received as a result of the bill. Due to the low number of automated dispensing systems expected, these workload impacts are minimal and can be accomplished within existing appropriations.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State and Local Government Contacts

Corrections
Information Technology
Regulatory Agencies

Higher Education
Law

Human Services
Public Health and Environment