

Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 20-0649.01 Yelana Love x2295

HOUSE BILL 20-1090

HOUSE SPONSORSHIP

Young, Arndt

SENATE SPONSORSHIP

(None),

House Committees

Public Health Care & Human Services

Senate Committees

A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT THAT EACH RETAIL COMMUNITY
102 PHARMACY MAKE A PRESCRIPTION READER AVAILABLE TO EACH
103 INDIVIDUAL WHO IS VISUALLY IMPAIRED TO WHOM THE
104 PHARMACY DISPENSES A PRESCRIPTION DRUG.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill requires a retail community pharmacy, as defined in the bill, to make a prescription reader available to each individual who is blind or visually impaired to whom the pharmacy dispenses a prescription

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

drug.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** 12-280-137 as
3 follows:

4 **12-280-137. Retail community pharmacies - requirement to**
5 **provide prescription reader - exceptions - definitions.** (1) EXCEPT AS
6 OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, A RETAIL
7 COMMUNITY PHARMACY SHALL NOTIFY EACH INDIVIDUAL TO WHOM A
8 PRESCRIPTION DRUG IS DISPENSED THAT A PRESCRIPTION READER IS
9 AVAILABLE TO INDIVIDUALS WHO ARE BLIND OR VISUALLY IMPAIRED FREE
10 OF CHARGE. THE RETAIL COMMUNITY PHARMACY SHALL, UPON REQUEST
11 AND FREE OF CHARGE:

12 (a) PROVIDE A PRESCRIPTION READER TO THE INDIVIDUAL TO
13 WHOM THE PRESCRIPTION DRUG IS DISPENSED TO USE FOR AT LEAST THE
14 DURATION OF THE PRESCRIPTION; AND

15 (b) ENSURE THAT THE LABEL IS CAPABLE OF CONVEYING THE
16 INFORMATION REQUIRED BY SECTION 12-280-124 TO AN INDIVIDUAL USING
17 THE PRESCRIPTION READER.

18 (2) SUBSECTION (1) OF THIS SECTION DOES NOT APPLY IF:

19 (a) THE PRESCRIPTION DRUG IS NOT DISPENSED IN A CONTAINER TO
20 WHICH IS AFFIXED A LABEL PURSUANT TO SECTION 12-280-124; OR

21 (b) THE PRESCRIPTION DRUG IS DISPENSED THROUGH THE MAIL.

22 (3) AS USED IN THIS SECTION:

23 (a) "PRESCRIPTION READER" MEANS A DEVICE DESIGNED TO
24 CONVEY AUDIBLY THE INFORMATION CONTAINED ON THE LABEL OF A
25 PRESCRIPTION DRUG TO AN INDIVIDUAL WHO IS BLIND OR VISUALLY

1 IMPAIRED.

2 (b) (I) "RETAIL COMMUNITY PHARMACY" MEANS A PHARMACY
3 THAT DISPENSES PRESCRIPTION DRUGS DIRECTLY TO THE GENERAL PUBLIC
4 AT A RETAIL PRICE.

5 (II) "RETAIL COMMUNITY PHARMACY" DOES NOT INCLUDE:

6 (A) A PHARMACY THAT DISPENSES PRESCRIPTION DRUGS TO
7 PATIENTS SOLELY THROUGH THE MAIL;

8 (B) A PHARMACY IN A CORRECTIONAL INSTITUTION; OR

9 (C) A PHARMACY OPERATED BY A GOVERNMENTAL ENTITY.

10 **SECTION 2. Act subject to petition - effective date.** This act
11 takes effect at 12:01 a.m. on the day following the expiration of the
12 ninety-day period after final adjournment of the general assembly (August
13 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
14 referendum petition is filed pursuant to section 1 (3) of article V of the
15 state constitution against this act or an item, section, or part of this act
16 within such period, then the act, item, section, or part will not take effect
17 unless approved by the people at the general election to be held in
18 November 2020 and, in such case, will take effect on the date of the
19 official declaration of the vote thereon by the governor.