## STATE OF WYOMING

## HOUSE BILL NO. HB0326

Prescription substitutes.

Sponsored by: Representative(s) Harvey, Jones, Martin and Robinson

A BILL

for

- 1 AN ACT relating to the Wyoming Generic Drug Substitution
- 2 Act; requiring pharmacists to notify prescription drug
- 3 recipients of substitutions as specified; clarifying that
- 4 pharmacists are not required to violate provisions of
- 5 public health programs or private insurance policies as
- 6 specified; and providing for an effective date.

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8 Be It Enacted by the Legislature of the State of Wyoming:

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- 10 **Section 1.** W.S. 33-24-148 by creating new subsections
- 11 (h) and (j) is amended to read:

12

13 33-24-148. Conditions for drug substitution.

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1	(h) Before substituting a generically equivalent drug
2	as provided in this act, the pharmacist shall advise the
3	recipient:
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5	(i) That the pharmacist proposes to substitute a
6	generically equivalent drug;
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8	(ii) That the recipient may request the brand
9	name drug as prescribed;
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11	(iii) If the recipient requests the brand name
12	drug, that payment from insurance, Medicare, Medicaid or
13	other third party payor may not be available for the brand
14	name drug or for the full price of the brand name drug.
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16	(j) Nothing in this act shall be construed to require
17	a pharmacist to violate the provisions of any public health
18	care program or the terms of a patient's private
19	prescription drug insurance plan.
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21	Section 2. This act is effective July 1, 2005.
22	
23	(END)

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