

Amendment No. 62

Assembly Amendment to Assembly Bill No. 95

(BDR 54-648)

Proposed by: Assembly Committee on Commerce and Labor**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date	
Adopted	☐	Lost	☐	_____		Adopted	☐	Lost	☐	_____
Concurred In	☐	Not	☐	_____		Concurred In	☐	Not	☐	_____
Receded	☐	Not	☐	_____		Receded	☐	Not	☐	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

DP/HAC



Date: 3/27/2013

A.B. No. 95—Revises provisions governing prescription labels. (BDR 54-648)



ASSEMBLY BILL NO. 95—ASSEMBLYMEN SPIEGEL, KIRKPATRICK, BOBZIEN, DIAZ, CARLTON; AIZLEY, ELLIOT ANDERSON, BENITEZ-THOMPSON, CARRILLO, COHEN, DONDERO LOOP, EISEN, ELLISON, HARDY, HEALEY, HICKEY, HOGAN, MARTIN, OHRENSCHALL, PIERCE AND STEWART

FEBRUARY 13, 2013

JOINT SPONSORS: SENATORS PARKS; SPEARMAN AND WOODHOUSE

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing prescription labels. (BDR 54-648)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to pharmacy; requiring **,with limited exceptions,** a pharmacist or practitioner to indicate on a prescription label if a generic drug has been substituted for a drug prescribed by brand name; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes a pharmacist or practitioner to indicate on the label of a prescription that a generic drug has been substituted for a drug prescribed by brand name unless the indication is prohibited by the practitioner who prescribed the drug. (NRS 639.2587) This bill requires such an indication in every circumstance where a generic drug is substituted for a drug prescribed by brand name. ~~It~~ **unless the person for whom the drug is dispensed elects not to have such an indication written or typed on the label.**

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 639.2587 is hereby amended to read as follows:
639.2587 If a generic drug is substituted for a drug prescribed by brand name, the pharmacist or practitioner ~~+~~
~~1. Shall note~~ **shall:**
1. Note the name of the manufacturer, packer or distributor of the drug actually dispensed on the prescription; and
2. ~~Unless prohibited by the practitioner, may indicate~~ Indicate the substitution by writing or typing on the label the words "substituted for" **,or substantially similar language,** following the generic name and preceding the

1 brand name of the drug ~~+~~ unless the person for whom the drug is dispensed elects
2 not to have such an indication written or typed on the label.

3 **Sec. 2.** This act becomes effective on July 1, 2013.