

641—109.1(135M) Definitions. For purposes of this chapter, the following definitions apply:

“*Centralized repository*” means an entity approved by the contractor and licensed pursuant to applicable regulations of the Iowa board of pharmacy that accepts donated drugs, conducts a safety inspection of the drugs, and ships the donated drugs to a local repository to be dispensed in compliance with this chapter and federal and state laws, rules and regulations.

“*Contractor*” means the third party approved by the department to implement and administer the prescription drug donation repository program.

“*Controlled substance*” means the same as defined in Iowa Code section 124.101.

“*Department*” means the Iowa department of public health.

“*Indigent*” means a person with an income that is below 200 percent of the federal poverty level (FPL) as defined by the most recently revised poverty income guidelines published by the United States Department of Health and Human Services.

“*Local repository*” means a pharmacy or medical facility that elects to accept and dispense donated drugs and that meets the eligibility requirements of rule 641—109.3(135M).

“*Medical facility*” means any of the following:

1. A physician’s office.
2. A hospital.
3. A health clinic.
4. A nonprofit health clinic, including a federally qualified health center as defined in 42 U.S.C. § 1396d(l)(2)(B); a rural health clinic as defined in 42 U.S.C. § 1396d(l)(1); and a nonprofit health clinic that provides medical care to patients who are indigent, uninsured, or underinsured.
5. A free clinic as defined in Iowa Code section 135.24.
6. A charitable organization as defined in Iowa Code section 135.24.
7. A nursing facility as defined in Iowa Code section 135C.1.

“*NDC #*” means the unique national drug code number that identifies a specific approved drug.

“*Nurse practitioner*” means an advanced registered nurse practitioner as defined in 655 IAC Chapter 7.

“*Pharmacist*” means a pharmacist as defined in Iowa Code section 155A.3.

“*Pharmacy*” means a pharmacy as defined in Iowa Code section 155A.3.

“*Physician*” means an individual licensed under Iowa Code chapter 148.

“*Physician assistant*” means an individual licensed under Iowa Code chapter 148C.

“*Prescription drug*” means the same as defined in Iowa Code section 155A.3 and includes cancer drugs and antirejection drugs, but does not include controlled substances.

“*Supplies*” means the supplies necessary to administer the prescription drugs donated.

“*USP*” means United States Pharmacopoeia.

[ARC 6166C, IAB 2/9/22, effective 3/16/22; ARC 6847C, IAB 2/8/23, effective 3/15/23]