

# House File 236 - Introduced

HOUSE FILE \_\_\_\_\_  
BY T. OLSON, ABDUL=SAMAD, KRESSIG,  
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Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act concerning the substitution of antiepileptic drugs and  
2 establishing an effective date.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1793YH 83  
5 jr/nh/5

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1 1 Section 1. Section 155A.32, Code 2009, is amended by  
1 2 adding the following new subsection:  
1 3 NEW SUBSECTION. 4. The pharmacist shall not exercise the  
1 4 drug product selection described in this section for an  
1 5 antiepileptic drug or formulation of an antiepileptic drug,  
1 6 brand or generic name, prescribed for the treatment of  
1 7 seizures, including epilepsy, without prior notification of  
1 8 and the signed informed consent of that selection from both  
1 9 the authorized prescriber and the patient or the patient's  
1 10 representative.

1 11 Sec. 2. EFFECTIVE DATE. This Act, being deemed of  
1 12 immediate importance, takes effect upon enactment.

1 13 EXPLANATION

1 14 Current law allows a pharmacist to exercise professional  
1 15 judgment by selecting a drug product with the same generic  
1 16 name and demonstrated bioavailability as the drug prescribed  
1 17 for dispensing and sale to the patient. This bill limits that  
1 18 discretion in the case of an antiepileptic drug prescribed by  
1 19 brand or generic name. Prior to any substitution, the  
1 20 pharmacist must obtain signed informed consent of that  
1 21 selection from both the authorized prescriber and the patient  
1 22 or the patient's representative.

1 23 The board of pharmacy examiners may impose a variety of  
1 24 penalties for violation of the bill, as set out in Code  
1 25 section 272C.3. In addition, civil penalties not to exceed  
1 26 \$25,000 may be imposed.

1 27 The bill is made effective upon enactment.

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