



## 2010 General Session of the Utah Legislature

### PHARMACEUTICAL DRUG BILLS PASSED

April 6, 2010



Bill Number and Title	Sponsors	Summary
<b>HOUSE BILLS</b>		
<b>H.B. 13 – Drug Law Definitions - Amendments</b>	<b>Rep. Trisha Beck</b> Sen. Peter Knudson	This bill amends the Utah Controlled Substances Act, the Utah Medical Practice Act, the Pharmacy Practice Act, the Utah Osteopathic Medical Practice Act, and the Naturopathic Physician Practice Act to provide consistency in the use of definitions, including those for “prescribe,” “prescription device,” and “drug.” <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 23 – Workplace Drug and Alcohol Testing</b>	<b>Rep. Trisha Beck</b> Sen. Karen Mayne	This bill modifies terminology; clarifies effect of complying with the chapter; requires certain confirmation testing to be done by a certified laboratory; addresses grounds for employer action; and addresses presumptions in applying employer protections from liability. <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 28 – Controlled Substance Database Amendments</b>	<b>Rep. Brad Daw</b> Sen. Curtis Bramble	This bill recodifies provisions relating to the Controlled Substance Database into a new chapter known as the Controlled Substance Database Act; modifies provisions relating to accessing database information for certain legal proceedings; requires an individual, other than a veterinarian, who is licensed to prescribe a controlled substance, who is applying for a license, or who is renewing a license to: register to use the database, and take a tutorial and pass a test relating to the database and the prescribing of controlled substances; requires the division to impose an annual database registration fee on an individual who registers to use the database, to pay the startup and ongoing costs of the division for complying with the requirements of the preceding paragraph; describes the penalties that may be imposed by the Division of Occupational and Professional Licensing (DOPL) on an individual who fails to comply with the requirements described in the preceding paragraph; requires DOPL to develop an online tutorial and test relating to the use of the database and the prescribing of a controlled substance; requires DOPL to impose a fee on an individual who takes the test described in this bill to pay the costs incurred by DOPL to fulfill the requirements described in this bill; and grants rulemaking authority to DOPL. <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 30 – Drug Law Amendments</b>	<b>Rep. Trisha Beck</b> Sen. Curtis Bramble	This bill adds carisoprodol, which has the brand name of Soma, as a Schedule IV drug to the Utah Controlled Substances Act. <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 35 – Controlled Substance Database – Reporting of Prescribed Controlled Substance Overdose or Poisoning</b>	<b>Rep. Brad Daw</b> Sen. Curtis Bramble	This bill requires that, when a person who is 12 years of age or older is admitted to a general acute hospital for poisoning by, or overdose of, a prescribed controlled substance, the general acute hospital must report the poisoning or overdose, and other information, to the Division of Occupational and Professional Licensing (DOPL); requires that, when DOPL receives a report described in the preceding paragraph, DOPL must notify each practitioner who may have written a prescription for the controlled substance of the poisoning or overdose and certain information relating to the poisoning or overdose; and requires the division to increase the licensing fee for manufacturing, producing, distributing, dispensing, administering, or conducting research, to pay the startup and ongoing costs of the division for complying with the requirements of the preceding paragraph. <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 36 – Controlled Substance Database – Reporting Convictions for Driving Under the Influence or Impaired Driving</b>	<b>Rep. Brad Daw</b> Sen. Curtis Bramble	This bill requires a court to report certain information to the Division of Occupational and Professional Licensing (DOPL) when a person is convicted of driving under the influence or of impaired driving, if there is evidence that the person’s driving was under the influence of, or impaired by, a prescribed controlled substance; requires that, when DOPL receives a report described in the preceding paragraph, DOPL must notify each practitioner who may have written a prescription for the controlled substance of the conviction and certain information relating to the conviction; and requires DOPL to increase the licensing fee for manufacturing, producing, distributing, dispensing, administering, or conducting research to pay the startup and ongoing costs of DOPL for complying with the requirements of the preceding paragraph. <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 38 – Scheduling of Controlled Substances</b>	<b>Rep. Paul Ray</b> Sen. Chris Buttars	This bill creates the Controlled Substances Advisory Committee; establishes the membership of the committee; creates the role of the committee as an advisory body regarding placing substances in the statutory schedule of controlled substances, changing the schedule of a substance, or removing a substance from the schedules; and provides guidelines for determining if a substance should be scheduled and in which schedule to place a substance. <a href="#">Effective Date: May 11, 2010</a>
<b>H.B. 225 – Counterfeit Substance Amendments</b>	<b>Rep. Paul Ray</b> Sen. Jon Greiner	This bill amends the definition of “counterfeit controlled substance,” including adding a reasonable person standard; and amends the definition of “imitation controlled substance,” including providing that an imitation controlled substance resembles any legally or illegally manufactured controlled substance. <a href="#">Effective Date: March 22, 2010</a>
<b>SENATE BILLS</b>		
<b>S.C.R. 2 – Reducing Prescription Drug Misuse Resolution</b>	<b>Sen. Patricia Jones</b> Rep. Trisha Beck	This resolution urges various groups to take specific steps to: improve the effectiveness of education and risk assessment before a prescription is issued; improve the effectiveness of disposal and monitoring of use after a prescription is issued; and increase the availability and use of treatment programs. <a href="#">Effective Date: March 8, 2010</a>

For detailed information on these and other bills go to the Utah Legislature’s web site at: [www.le.utah.gov](http://www.le.utah.gov).