

Introduced: 2/20/74
Referred: Commerce and
Judiciary

1 IN THE HOUSE

BY HUBER AND WINGROVE

2 HOUSE BILL NO. 665

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the posting of prices of prescrip-
7 tion drugs; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 17.20 is amended by adding new sections to read:

10 ARTICLE 2A. POSTING OF PRICES OF PRESCRIPTION DRUGS.

11 Sec. 17.20.131. POSTING OF LIST. Every pharmacy in the state
12 shall post a list of drugs together with their current selling price
13 in the manner prescribed in this section, in sec. 133 of this chapter,
14 or by regulation promulgated by the commissioner. The list shall be
15 conspicuously posted at or adjacent to the place in the pharmacy where
16 prescriptions are presented for compounding and dispensing.

17 Sec. 17.20.133. PREPARATION OF LIST. The list of drugs and
18 prices required to be posted under sec. 131 of this chapter shall be
19 prepared, and updated at least once every six months, by the department
20 and distributed to each pharmacy in the state not later than 15 days
21 before the list's effective date. The list consists of the 150 most
22 frequently prescribed drugs in the state together with their usual
23 dosages for which a prescription is required either by the federal
24 Food, Drug and Cosmetic Act (21 U.S.C. 301, et seq.; 52 Stat. 1040, et
25 seq.), as amended, by this title, or by the commissioner by regulation.
26 The drug shall be listed both by its generic name and by its trademark
27 or brand name. The department shall provide appropriate space on the
28 list for inclusion by a pharmacy of its current selling price for each
29 listed drug and dosage. The "current selling price" means the actual

1 price to be paid by a retail purchaser to the pharmacy for any listed
2 drug at the listed dosage.

3 Sec. 17.20.135. CHANGE IN PRICES. Nothing in secs. 131 and 133
4 of this chapter prevents a pharmacy from changing the current selling
5 price at any time; however, the list price shall be simultaneously
6 adjusted to reflect the new current selling price.

7 * Sec. 2. AS 17.20.290 is amended by adding a new paragraph to read:

8 (14) the failure to post or maintain current a list of
9 prescription drugs and prices under secs. 131 - 135 of this chapter,
10 or the false representation of generic, trademark or brand names of the
11 drugs, or the current selling price of them.

12 * Sec. 3. That portion of sec. 1 of this Act that adds sec. 133 to
13 AS 17.20 takes effect on the day after its passage and approval or on the
14 day it becomes law without approval. The Department of Health and Social
15 Services shall prepare and distribute the list required in AS 17.20.133 not
16 later than December 15, 1974.

17 * Sec. 4. That portion of sec. 1 of this Act that adds secs. 131 and
18 135 to AS 17.20 and sec. 2 of this Act take effect on January 1, 1975.
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