

1 TO THE HONORABLE SENATE:

2 The Committee on Health and Welfare to which was referred Senate Bill  
3 No. 190 entitled “An act relating to maintaining prescription drugs outside the  
4 original prescription container” respectfully reports that it has considered the  
5 same and recommends that the bill be amended by striking out all after the  
6 enacting clause and inserting in lieu thereof the following:

7 Sec. 1. 18 V.S.A. § 4216 is amended to read:

8 § 4216. AUTHORIZED POSSESSION BY INDIVIDUALS

9 (a) A person to whom or for whose use any regulated drug has been  
10 prescribed, sold, or dispensed, and the owner of any animal for which any such  
11 drug has been prescribed, sold, or dispensed, may lawfully possess the same on  
12 the condition that such drug was prescribed, sold, or dispensed by a physician,  
13 dentist, pharmacist, or veterinarian licensed ~~under this chapter~~ to practice in  
14 this State or under the laws of another state or country wherein such person has  
15 his or her practice, and further that all amounts of the drug are retained in the  
16 lawful container in which it was delivered to him or her by the person selling  
17 or dispensing the same, ~~provided however, that for the purposes of this section~~  
18 ~~an amount of regulated drugs of not more than two days’ individual prescribed~~  
19 ~~dosage may be possessed by a patient for his or her personal use.~~

20 (b) Notwithstanding the requirement in subsection (a) of this section that a  
21 regulated drug be retained in its original container, the individual to whom a

1 regulated drug was prescribed, dispensed, or sold by a physician, dentist, or  
2 pharmacist licensed in Vermont or in another state or country may maintain up  
3 to a 14-day supply of the regulated drug outside the original container for his  
4 or her own personal use if the following conditions are met:

5 (A) the drug was prescribed for the individual;

6 (B) the individual is in possession of the original or a copy of the  
7 prescription label;

8 (C) at all times, the individual intends and has intended to use the  
9 drug only for legitimate medical use in conformity with instructions from the  
10 prescriber and dispenser; and

11 (D) the individual maintains the limited supply of the drug in a  
12 receptacle that reasonably constitutes a more convenient or portable format to  
13 enable the individual's legitimate medical use.

14 Sec. 2. EFFECTIVE DATE

15 This act shall take effect on July 1, 2016.

16 (Committee vote: \_\_\_\_\_)

17 \_\_\_\_\_

18 Senator \_\_\_\_\_

19 FOR THE COMMITTEE