

State Prescription Drug Repository Fees

| State | Program Fees |
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| Arizona | <p>R4-23-1208. Handling Fee</p> <p>A physician’s office, a pharmacy, or a health care institution that dispenses a donated prescription medication may charge a recipient of a donated prescription medication a handling fee of no more than \$4.50 per prescription to cover inspection, stocking, and dispensing costs</p> <p>https://apps.azsos.gov/public_services/Title_04/4-23.pdf</p> |
| California | <p>CA HSC 150200-150208</p> <p>150208</p> <p>(c) A surplus medication collection and distribution intermediary is authorized to do the following:</p> <p>(1) Charge membership, administrative, or overhead fees sufficient to cover the reasonable costs of the support and services provided.</p> <p>https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?sectionNum=150208.&nodeTreePath=56&lawCode=HSC</p> |
| Colorado | <p>3 CCR 719-1-3.00.86</p> <p>a. Returned or donated prescriptions, medical devices, and medical supplies shall be stored in a separate area from other drug stocks belonging to the pharmacy. This area shall be conspicuously labeled with a sign indicating that such area contains only returned or donated prescriptions, medical devices, or medical supplies.</p> <p>b. An entity that receives a donated medication, medical device or medical supply may charge the end user a handling fee, which shall not exceed three (3) dollars for each complete prescription, medical device or medical supply dispensed to the end user and shall not resell the donated medication, medical device or medical supply for profit.</p> <p>https://www.law.cornell.edu/regulations/colorado/3-CCR-719-1-3-00-86</p> |
| Florida | <p>N/A</p> <p>https://www.flrules.org/gateway/ChapterHome.asp?Chapter=64J-4</p> |
| Georgia | <p>O.C.G.A. 511-5-12.07 Handling Fees</p> <p>(1) An eligible recipient may not charge or collect any fees from an eligible patient for drugs dispensed pursuant to this program; provided, however that an eligible recipient may charge a handling fee for each donated drug that is dispensed. Such a handling fee shall not exceed the reasonable costs of participating in the program including but not limited to current and anticipated costs of educating eligible donors, providing technical support to participating donors, shipping and</p> |

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| | <p>handling, labor, storage, licensing, utilities, advertising, technology, supplies and equipment.</p> <p>(2) Nothing in the preceding paragraph shall limit an eligible recipient from charging fees, including but not limited to a usual and customary charge, to donors, eligible recipients, health plans, pharmacy benefit managers, and other entities.</p> <p>https://dph.georgia.gov/health-topics/office-pharmacy/donated-drug-repository-program https://dph.georgia.gov/document/document/here-18/download</p> |
| Iowa | <p>641 IAC 109</p> <p>641—109. 9(135M) Handling fee. A repository may charge the recipient of a donated drug a handling fee, not to exceed a maximum of 200 percent of the Medicaid professional dispensing fee as established by rule of the department of human services, to cover stocking and dispensing costs. A prescription drug dispensed through the prescription drug donation repository program shall not be eligible for reimbursement under the medical assistance program.</p> <p>https://www.legis.iowa.gov/docs/iac/agency/02-09-2022.641.pdf</p> |
| Louisiana | <p>§2109. Medication Transfers</p> <p>A. In facilities licensed by the Department of Health and Hospitals where United States Pharmacopeia (USP) storage requirements can be assured, prescription drugs, except controlled dangerous substances, dispensed in unit dose or in individually sealed doses may be transferred to a permitted charitable pharmacy for relabeling and dispensing to indigent patients, free of charge, pursuant to a valid prescription order.</p> <p>http://www.pharmacy.la.gov/assets/docs/Laws/LB_2021-0801_Final-S.pdf</p> |
| Maryland | <p>10.34.33.06-1 .06-1 Repositories Participating in the Donation Program.</p> <p>C. Procedures for Handling of Donated Prescription Drugs or Medical Supplies.</p> <p>(3) A repository may charge a fee of not more than \$10 for each prescription drug or medical supply dispensed under the Program.</p> <p>http://www.dsd.state.md.us/comar/comarhtml/10/10.34.33.06-1.htm</p> |
| Michigan | <p>R 338.3627 Handling fee.</p> <p>Rule 27. (1) A participating pharmacy or charitable clinic may charge the eligible participant receiving a donated drug a handling fee, not to exceed a maximum of 300% of the medicaid standard pharmacy dispensing fee as established by the Michigan department of community</p> |

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| | <p>health, to cover stocking and dispensing costs, provided that the handling fee does not exceed the total cost of obtaining the drug outside the program.</p> <p>(2) A copy of the medicaid drug dispensing fees can be obtained from the Michigan department of community health, 201 Townsend Street, Lansing, Michigan 48913 or on the department's website at http://www.michigan.gov/mdch/0,1607,7-132-2945_42542_42543_42546_42551-151019--00.html.</p> <p>(3) A prescription drug dispensed through the program shall not be eligible for reimbursement under the medical assistance program.</p> <p>(4) The eligible participant shall not be charged a handling fee if the eligible participant is receiving a professional sample which is distributed to patients at the same charitable clinic whom are ineligible for the program without a handling fee.</p> <p>https://ars.apps.lara.state.mi.us/AdminCode/DownloadAdminCodeFile?FileName=1263_2013-071LR_AdminCode.pdf</p> |
| Minnesota | <p>MN Stat. §151.555-9 Subd. 9.Handling fees.</p> <p>(a) The central or local repository may charge the individual receiving a drug or supply a handling fee of no more than 250 percent of the medical assistance program dispensing fee for each drug or medical supply dispensed or administered by that repository.</p> <p>(b) A repository that dispenses or administers a drug or medical supply through the drug repository program shall not receive reimbursement under the medical assistance program or the MinnesotaCare program for that dispensed or administered drug or supply.</p> <p>https://www.revisor.mn.gov/statutes/cite/151.555/pdf</p> |
| New Hampshire | <p>Ph 1408.01 Dispensing Requirements. (f) Unused prescription drugs and medical devices shall not be resold.</p> <p>Ph 1409.03 Handling Fee. Whenever possible the dispensing facility or service shall provide at least a 30 day supply and a handling fee may be charged according to RSA 318:58 V.</p> <p>http://gencourt.state.nh.us/rules/state_agencies/ph100-2200.html</p> <p>NH Rev Stat § 318.58 318:58 Donating, Accepting, and Redispensing Unused Drugs.</p> |

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| | <p>V. Unused prescription drugs and medical devices may not be resold, but the facility or service redispensing such drug or device may charge a handling fee for the service not to exceed \$15.</p> <p>http://www.gencourt.state.nh.us/rsa/html/XXX/318/318-58.htm</p> |
| North Carolina | <p>21 NCAC 46 .2513 (g) Handling Fee. (1) A participating pharmacy or dispensing physician may charge a prescription drug handling fee to an eligible patient that shall not exceed the co-payment established by North Carolina Medicaid and required of a North Carolina Medicaid beneficiary who receives the same prescription drug in the same quantity. (2) A participating pharmacy or dispensing physician may charge a medical device or supply handling fee to an eligible patient that shall not exceed the co-payment established by North Carolina Medicaid and required of a North Carolina Medicaid beneficiary to whom a brand-name prescription drug is dispensed. (3) Nothing in this Rule shall require a participating pharmacy or dispensing physician to charge an eligible patient a handling fee, nor shall a participating pharmacy or dispensing physician charge a handling fee where doing so is otherwise prohibited by law.</p> <p>http://reports.oah.state.nc.us/ncac/title%2021%20-%20occupational%20licensing%20boards%20and%20commissions/chapter%2046%20-%20pharmacy/21%20ncac%2046%20.2513.pdf</p> |
| North Dakota | <p>43-15.2-05. Storage, distribution, and dispensing. 2. A participant may charge an individual a handling fee that does not exceed two hundred fifty percent of the Medicaid prescription dispensing fee for dispensing donated legend drugs, devices, or supplies under the program.</p> <p>https://www.legis.nd.gov/cencode/t43c15-2.pdf</p> |
| Ohio | <p>Rule 4729:5-10-07 (F) A pharmacy, hospital, or nonprofit clinic may charge the recipient of a donated drug a handling fee up to twenty dollars to cover restocking and dispensing costs. If a drug repository program chooses to charge a handling fee, then the fees collected in any given year shall not exceed the program's total restocking and dispensing costs for that given year.</p> <p>https://codes.ohio.gov/ohio-administrative-code/chapter-4729:5-10</p> |
| Oklahoma | <p>N/A https://www.law.cornell.edu/regulations/oklahoma/title-535/chapter-12</p> |
| Oregon | <p>ORS 689.772 (5) The program may not charge a fee for accepting a donation but may charge a fee established by the board by rule for distributing a donated prescription drug.</p> |

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| | <p>855-044-0080 Fees (1) A charitable pharmacy may not charge a fee for accepting a donation. (2) A charitable pharmacy may not sell a donated drug. (3) A charitable pharmacy may charge a dispensing fee that does not exceed two and a half times Oregon’s current Medicaid dispensing fee.</p> <p>https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=219003</p> |
| Tennessee | <p>1140-17-.09 HANDLING FEE. A repository may charge the recipient of a donated prescription drug a handling fee, not to exceed a maximum of 200 percent of the applicable tiered reimbursement rate as produced by the Bureau of TennCare, to cover stocking and dispensing costs. A prescription drug dispensed through the prescription drug donation repository program shall not be eligible for reimbursement under the medical assistance program.</p> <p>https://publications.tnsosfiles.com/rules/1140/1140-17.20180829.pdf</p> |
| Washington | <p>RCW 69.70.110 Prescription drug donation—Rules. The pharmacy quality assurance commission may adopt rules to allow the safe donation of prescription drugs under this chapter including, but not limited to, allowing pharmacy to pharmacy donation of unexpired prescription drug stock.</p> <p>https://app.leg.wa.gov/RCW/default.aspx?cite=69.70.110</p> <p>**Could not find relevant rule in WAC**</p> |
| Wisconsin | <p>DHS 148.08 Handling fees. A drug repository may charge the recipient of a drug or supply a handling fee of no more than 300% of the Medicaid dispensing fee for each drug or supply dispensed.</p> <p>https://docs.legis.wisconsin.gov/code/admin_code/dhs/110/148</p> |
| Wyoming | <p>CHAPTER 2 MEDICATION DONATION PROGRAM Section 12. Handling Fee. (a) Handling fee may be charged to the recipient to whom the donated medication is dispensed. The handling fee shall be determined by the program to cover dispensing or distributing costs per prescription. (b) Donated medications and supplies may not be sold. (c) Participating dispensing sites shall obtain approval from the program prior to collecting handling fees from recipients.</p> <p>https://rules.wyo.gov/Search.aspx</p> |