



GOV. MSG. NO. 513

EXECUTIVE CHAMBERS
HONOLULU

LINDA LINGLE
GOVERNOR

April 23, 2010

The Honorable Colleen Hanabusa, President
and Members of the Senate
Twenty-Fifth State Legislature
State Capitol, Room 409
Honolulu, Hawaii 96813

Dear Madam President and Members of the Senate:

This is to inform you that on April 23, 2010, the following bill was signed into law:

SB2770 SD1 HD2

A BILL FOR AN ACT
RELATING TO REMOTE DISPENSING PHARMACY.
ACT 051 (10)

Sincerely,

A handwritten signature in black ink, appearing to read "Linda Lingle".

LINDA LINGLE

Approved by the Governor

on APR 23 2010

THE SENATE
TWENTY-FIFTH LEGISLATURE, 2010
STATE OF HAWAII

ACT 051

S.B. NO. 2770
S.D. 1
H.D. 2

A BILL FOR AN ACT

RELATING TO REMOTE DISPENSING PHARMACY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that many individuals
2 living in underserved or remote areas need improved access to
3 medications and pharmacy services. Without access to a
4 pharmacy, individuals face tremendous barriers to obtaining
5 basic, much-needed medications. To permit residents on rural
6 islands and in remote areas to have access to a remote
7 dispensing pharmacy, the legislature passed Act 96, Session Laws
8 of Hawaii 2009.

9 The purpose of this Act is to clarify the definitions of
10 "remote dispensing machine" and "remote dispensing pharmacy" to
11 allow remote dispensing pharmacies to better serve these
12 residents.

13 SECTION 2. Section 461-1, Hawaii Revised Statutes, is
14 amended by amending the definitions of "remote dispensing
15 machine" and "remote dispensing pharmacy" to read as follows:

16 "Remote dispensing machine" means a device used for
17 dispensing unit-of-use drugs [~~that are acquired pursuant to~~
18 ~~section 340B of the Public Health Service Act, Title 42 United~~

SB2770 HD2 HMS 2010-2862



1 ~~States Code section 256b,~~] that is operated using information
2 technologies and is located in a remote dispensing pharmacy.

3 "Remote dispensing pharmacy" means the area in an
4 institutional facility, including a federally qualified health
5 center [~~,- providing~~] that provides outpatient medical care in any
6 county, [~~by dispensing~~] where prescription drugs [~~that are~~
7 ~~acquired pursuant to section 340B of the Public Health Service~~
8 ~~Act, Title 42 United States Code section 256b,~~] are dispensed
9 through the use of a remote dispensing machine."

10 SECTION 3. Act 190, Session Laws of Hawaii 2004, is
11 amended by amending section 11 to read as follows:

12 "SECTION 11. This Act shall take effect on July 1, 2004,
13 and shall be repealed on July 1, 2010; provided that [~~sections~~]:

14 (1) Sections 328C-1, 328C-2, and 461-1, Hawaii Revised
15 Statutes, shall be reenacted in the form in which they
16 read on the day before the effective date of this
17 Act[-]; and

18 (2) The definitions of "institutional facility" and "unit
19 of use container" shall not be repealed when section
20 461-1, Hawaii Revised Statutes, is reenacted on July
21 1, 2010, pursuant to paragraph (1)."



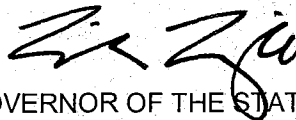
1 SECTION 4. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.

3 SECTION 5. This Act shall take effect upon its approval;
4 provided that:

5 (1) Section 3 of this Act shall take effect on June 30,
6 2010; and

7 (2) The definitions of "remote dispensing machine" and
8 "remote dispensing pharmacy", as amended by this Act,
9 shall not be repealed when the amendments to section
10 461-1, Hawaii Revised Statutes, are repealed on
11 January 2, 2014, pursuant to section 7 of Act 212,
12 Session Laws of Hawaii 2008, as amended by Act 96,
13 Session Laws of Hawaii 2009.

APPROVED this 23 day of APR, 2010



GOVERNOR OF THE STATE OF HAWAII