

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **HB 2082**, as amended by House Committee, on page 12, following line 38, by inserting:

"New Sec. 3. (a) As used in this section:

(1) "Patient" means:

(A) A person being treated by a prescriber, if such person is aged 18 years or older or is a minor granted the rights of majority under K.S.A. 38-108 or 38-109, and amendments thereto;

(B) the parent or guardian of a person being treated by a prescriber, if such person is aged 17 years or younger and is not a minor granted the rights of majority under K.S.A. 38-108 or 38-109, and amendments thereto; or

(C) the owner or caregiver of an animal, as defined in K.S.A. 47-816, and amendments thereto, being treated by a veterinarian.

(2) "Prescriber" means the same as defined in K.S.A. 65-1626, and amendments thereto.

(b) Prior to issuing any prescription for any schedule II controlled substance or any opiate or narcotic drug listed in the uniform controlled substances act, or any analog thereof, for a course of treatment for acute or chronic pain, a prescriber, or a person lawfully delegated such task by the prescriber, shall discuss with the patient any relevant risks and recommendations related to such drug, according to currently recommended practice guidelines.

(c) A prescriber shall not issue a prescription for an opiate or narcotic drug, or analog thereof, for quantities or for periods of time greater than guidelines established by rules and regulations of the state board of pharmacy, based on national prescribing guidelines. If, in the professional judgment of

the prescriber, greater than such quantity or period of time is necessary to treat the patient's medical condition or is necessary to treat the patient's pain associated with a cancer diagnosis or for palliative care, the prescriber may issue a prescription for the quantity and period of time needed to treat the patient's medical condition or pain and shall document the medical condition requiring the prescription and that a non-opiate alternative was not appropriate to treat the medical condition or pain.

(d) Beginning with the first license renewal period that begins on or after July 1, 2019, each prescriber who may lawfully prescribe schedule II controlled substances or opiate or narcotic drugs, or analogs thereof, and who is subject to continuing education requirements, as a condition of licensure, shall complete as part of such requirements: Three hours of continuing education, biennially, regarding prescribing and administering opiates, risks and indicators of opiate addiction and emergency opiate situations; and one hour of continuing education, biennially, regarding the prescription drug monitoring program.

(e) The following state agencies shall adopt rules and regulations as necessary to implement and administer this section: The state board of pharmacy; the state board of healing arts; the board of nursing; and the state board of veterinary examiners.

(f) This section shall a be part of and supplemental to the pharmacy act of the state of Kansas.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "prescription drugs; controlled substances;"

_____ District.