

**HB 1165-S2 - DIGEST**

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Requires every producer of covered products sold in or into Washington state to participate in a product stewardship program for unwanted products from residential sources.

Requires a producer, group of producers, or stewardship organization operating or intending to operate a product stewardship program to submit a product stewardship plan to the board of pharmacy before engaging in the collection of unwanted covered products.

Requires each drug wholesaler that sells any covered product in or into the state, beginning in 2011, to provide a list of producers of the covered product to the board of pharmacy.

Requires the board of pharmacy to: (1) Approve or reject the plan. If it approves a plan, the board shall notify the applicant of its approval. If it rejects a plan, the board shall notify the applicant of its decision and its reasons for rejecting the plan;

(2) Send a written warning and a copy of the new chapter created in the act and any rules adopted to implement the new chapter to a producer who is not participating in a product stewardship program approved by the board and whose covered product is being sold in or into the state; and

(3) Annually invite comments from health care facilities, health care practitioners, pharmacists, local governments, and citizens on their satisfaction with the services provided by a product stewardship program.

Authorizes the board of pharmacy to refuse, suspend, or revoke the license of a product stewardship program.

Authorizes the secretary of the department of health to establish fees for administering the new chapter created in the act.

Creates the pharmaceutical product stewardship program account.

Allows the director of the department of ecology to lend money from the state toxics control account to the pharmaceutical product stewardship account if necessary to ensure that money is available in the pharmaceutical product stewardship program account for the initial administration of the product stewardship program for unwanted drugs from residential sources.

Prescribes penalties.