



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB3090

Introduced 2/23/2011, by Rep. Luis Arroyo

#### SYNOPSIS AS INTRODUCED:

410 ILCS 620/3.24 new  
410 ILCS 620/28 new

Amends the Illinois Food, Drug and Cosmetic Act. Provides that notwithstanding any provision of law, any person who is authorized to dispense prescription drugs in the State must accept, free of charge, expired or unwanted prescription drugs for proper disposal. Provides that the prescription drug dispenser shall make available to its customers or patients a container suitable for use as a receptacle that only permits for the deposit of items and the contents of which are locked and secured for the expired or unwanted prescription drugs. Provides that if a patient or customer is issued a prescription drug from a person who is authorized to dispense prescription drugs in the State and that prescription drug causes an adverse reaction and the patient or customer returns the remainder of the prescription drug to the dispenser, then the dispenser shall refund the full cost of the prescription drug to the patient or customer.

LRB097 08625 RPM 50832 b

1 AN ACT concerning public health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Food, Drug and Cosmetic Act is  
5 amended by adding Sections 3.24 and 28 as follows:

6 (410 ILCS 620/3.24 new)

7 Sec. 3.24. Expired prescription drug disposal.  
8 Notwithstanding any provision of law, any person who is  
9 authorized to dispense prescription drugs in this State must  
10 accept, free of charge, expired or unwanted prescription drugs  
11 from a customer or patient for proper disposal. The  
12 prescription drug dispenser shall make available to its  
13 customers or patients a container suitable for use as a  
14 receptacle that only permits for the deposit of items and the  
15 contents of which are locked and secured for the expired or  
16 unwanted prescription drugs. The container shall be accessible  
17 to customers and patients and shall have posted clearly legible  
18 signage indicating that expired or unwanted prescription drugs  
19 may be disposed of in the container.

20 (410 ILCS 620/28 new)

21 Sec. 28. Prescription drug; adverse reaction. If a patient  
22 or customer is issued a prescription drug from a person who is

1 authorized to dispense prescription drugs in this State and  
2 that prescription drug causes an adverse reaction and the  
3 patient or customer returns the remainder of the prescription  
4 drug to the dispenser, then the dispenser shall refund the full  
5 cost of the prescription drug to the patient or customer.