

MICHAEL A. BARBIERI
STATE REPRESENTATIVE
Eighteenth District



HOUSE OF REPRESENTATIVES
STATE OF DELAWARE
LEGISLATIVE HALL
DOVER, DELAWARE 19901

COMMITTEES
Health & Human Development,
Chair
Education
Energy
Gaming & Pari-mutuels
Labor

Health and Human Development Committee
Meeting Minutes
May 5, 2010

Chairman Barbieri called the meeting to order at 3:00 p.m. Members present included Reps. Q. Johnson, Walls, Blakey, Jaques, Kowalko, Miro, and Scott. Rep. Carson was also present. For a list of guests, please see the attached document.

Chairman Barbieri referred to Rep. Carson to introduce his bills. Rep. Carson asked the committee to table **HB 235, AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE REALTING TO THE BOARD OF PHARMACY**. He stated that there were a couple errors in the bill that the State Police are looking into. Rep. Blakey motioned to table the bill. Rep. Scott seconded the motion. The bill was respectfully tabled.

Rep. Carson then introduced **HB 382, AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE REALTING TO CONTROLLED SUBSTANCES**, and explained that it corrects an error in the current Delaware Code provision relating to the sale of pseudoephedrine or ephedrine. The current law requires pharmacists, sales clerks and “licensed pharmacy technicians” to monitor the distribution of these medicines. However, Rep. Carson said there is no such thing as a “licensed pharmacy technician” in Delaware. This bill thus corrects the error, clarifying that all pharmacy technicians must comply with these requirements. Rep. Carson stated that members of the Delaware Board of Pharmacy were present to answer any questions.

Rep. Miro stated that he did not have any problems with the bill but that he noticed a republican sponsor was not listed for the bill. Rep. Carson responded that he did not know that but suggested that once the bill was run on the floor, a republican sponsor would be added.

Rep. Q Johnson questioned if the bill was successful in its purpose of monitoring the distribution of pseudoephedrine or ephedrine. Rep. Carson referred to Ms. Sandra Robinson, President of the Delaware Board of Pharmacy, to address his question.

Ms. Robinson stated that there were no problems with the procedure in pharmacies and that this legislation was more of a precaution. She said the concern was mainly in regards to the word “licensed” because this is not the correct wording.

Rep. Q Johnson motioned to release the bill. Rep. Miro seconded the motion. The bill was released from committee with two favorable votes and five votes on its merit.

Without any further questions or comments, Rep. Barbieri adjourned the meeting at 3:10 p.m.

Respectfully submitted,

Amy Clark