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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **2510**

May 18, 2007

Authored by Abeler and Otremba

The bill was read for the first time and referred to the Committee on Health and Human Services

1.1 A bill for an act
1.2 relating to health; prohibiting pharmacists from substituting epilepsy drugs
1.3 without consent; proposing coding for new law in Minnesota Statutes, chapter
1.4 151.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[151.2101] ANTI-EPILEPTIC DRUGS.**

1.7 Subdivision 1. **Definitions.** For the purposes of this section, the following
1.8 definitions apply:

1.9 (1) "anti-epileptic drug" means any drug prescribed for the treatment of epilepsy or
1.10 a drug used to treat or prevent seizures;

1.11 (2) "epilepsy" means a neurological condition characterized by recurrent seizures;
1.12 and

1.13 (3) "seizure" means an acute clinical change secondary to a brief disturbance in
1.14 the electrical activity of the brain.

1.15 Subd. 2 **Substitution prohibited.** A pharmacist may not dispense an anti-epileptic
1.16 drug or formulation of an anti-epileptic drug that is different from the one ordered or
1.17 prescribed without first obtaining signed, written informed consent from the prescribing
1.18 physician and the patient or the patient's parent, legal guardian, or spouse.

1.19 Sec. 2. **EFFECTIVE DATE.**

1.20 This section is effective the day following final enactment.