

## HOUSE BILL No. 2587

By Committee on Health and Human Services

Requested by John Monroe on behalf of Catalyst

1-28

1 AN ACT concerning health and healthcare; relating to the regulation of  
2 certain drugs; authorizing a licensed private psychiatric hospital to  
3 maintain a stock supply of emergency medication kits for  
4 pharmaceutical emergencies.  
5

6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. (a) A licensed private psychiatric hospital that utilizes the  
8 services of a pharmacist may stock and maintain an emergency medication  
9 kit approved by such hospital's medical staff and pharmacist.

10 (b) The emergency medication kit shall be used only in emergency  
11 cases under the supervision and direction of a prescriber and a pharmacist  
12 who shall have supervisory responsibility of maintaining such kit.

13 (c) Drugs in an emergency medication kit shall be maintained under  
14 the control of the pharmacist-in-charge of the pharmacy from which the kit  
15 came until administered to the patient upon the proper order of a  
16 practitioner.

17 (d) Drugs contained within the emergency medication kit may  
18 include controlled substances, but in such a case, a pharmaceutical  
19 services committee shall be responsible for specifically limiting the type  
20 and quantity of controlled substance to be placed in each emergency kit.

21 (e) Administration of controlled substances contained within the  
22 emergency medication kit shall be in compliance with the provisions of the  
23 uniform controlled substances act.

24 (f) The pharmacist-in-charge of the licensed private psychiatric  
25 hospital shall be responsible for developing procedures, proper control and  
26 accountability for the emergency kit and maintain complete and accurate  
27 records.

28 (g) The secretary and the state board of pharmacy shall jointly adopt  
29 such rules and regulations that are necessary to effectuate the provisions of  
30 this act. Such rules and regulations shall include, but not be limited to, the  
31 contents of the emergency medication kit, procedures for the control and  
32 accountability of the emergency medication kit, recordkeeping and storage  
33 of the emergency medication kit.

34 (h) As used in this section:

35 (1) "Emergency medication kit" means a stock supply of such drugs

1 as are required to meet the immediate therapeutic needs of patients when  
2 the drug is not available from another source in sufficient time to prevent  
3 harm;

4 (2) "licensed private psychiatric hospital" means an institution,  
5 excluding state institutions as defined in K.S.A. 76-12a01, and  
6 amendments thereto, that is primarily engaged in providing services, by  
7 and under the supervision of qualified professionals, for the diagnosis and  
8 treatment of mentally ill individuals that is licensed pursuant to K.S.A. 39-  
9 2008, and amendments thereto;

10 (3) "pharmacist" means the same as defined in K.S.A. 65-1626, and  
11 amendments thereto;

12 (4) "pharmacist-in-charge" means the same as defined in K.S.A. 65-  
13 1626, and amendments thereto;

14 (5) "practitioner" means the same as defined in K.S.A. 65-1626, and  
15 amendments thereto;

16 (6) "prescriber" means the same as defined in K.S.A. 65-1626, and  
17 amendments thereto; and

18 (7) "secretary" means the secretary for aging and disability services.

19 Sec. 2. This act shall take effect and be in force from and after  
20 January 1, 2027, and its publication in the statute book.