

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 5672

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending section 17766 (MCL 333.17766), as amended by 2004 PA  
329, and by adding section 17780.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 17766. Except as provided in ~~section~~ **SECTIONS** 17766d  
2 **AND 17780**, a person who does any of the following is guilty of a  
3 misdemeanor:

4       (a) Obtains or attempts to obtain a prescription drug by  
5 giving a false name to a pharmacist or other authorized seller,  
6 prescriber, or dispenser.

7       (b) Obtains or attempts to obtain a prescription drug by  
8 falsely representing that he or she is a lawful prescriber,

1 dispenser, or licensee, or acting on behalf of a lawful prescriber,  
2 dispenser, or licensee.

3 (c) Falsely makes, utters, publishes, passes, alters, or  
4 forges a prescription.

5 (d) Knowingly possesses a false, forged, or altered  
6 prescription.

7 (e) Knowingly attempts to obtain, obtains, or possesses a drug  
8 by means of a prescription for other than a legitimate therapeutic  
9 purpose, or as a result of a false, forged, or altered  
10 prescription.

11 (f) Possesses or controls for the purpose of resale, or sells,  
12 offers to sell, dispenses, or gives away, a drug, pharmaceutical  
13 preparation, or chemical that has been dispensed on prescription  
14 and has left the control of a pharmacist.

15 (g) Possesses or controls for the purpose of resale, or sells,  
16 offers to sell, dispenses, or gives away, a drug, pharmaceutical  
17 preparation, or chemical that has been damaged by heat, smoke,  
18 fire, water, or other cause and is unfit for human or animal use.

19 (h) Prepares or permits the preparation of a prescription  
20 drug, except as delegated by a pharmacist.

21 (i) Sells a drug in bulk or in an open package at auction,  
22 unless the sale has been approved in accordance with rules of the  
23 board.

24 **SEC. 17780. (1) THE BOARD SHALL ESTABLISH AND MAINTAIN A**  
25 **CANCER DRUG REPOSITORY PROGRAM THAT WOULD ALLOW A PERSON TO DONATE**  
26 **A CANCER DRUG OR SUPPLY FOR USE BY AN INDIVIDUAL WHO MEETS THE**  
27 **ELIGIBILITY CRITERIA SPECIFIED UNDER SUBSECTION (7). THE BOARD**

1 SHALL ESTABLISH PROGRAM GUIDELINES, POLICIES, AND PROCEDURES  
2 ADDRESSING THE CANCER DRUG REPOSITORY PROGRAM. UNDER THE CANCER  
3 DRUG REPOSITORY PROGRAM, DONATIONS MAY BE MADE ON THE PREMISES OF A  
4 HEALTH FACILITY OR PHARMACY THAT ELECTS TO PARTICIPATE IN THE  
5 PROGRAM AND MEETS THE REQUIREMENTS SPECIFIED UNDER SUBSECTION (2).

6 (2) ANY HEALTH FACILITY OR PHARMACY THAT IS LICENSED AND IN  
7 COMPLIANCE WITH ALL FEDERAL AND STATE LAWS, RULES, AND REGULATIONS  
8 IS ELIGIBLE TO PARTICIPATE IN THE CANCER DRUG REPOSITORY PROGRAM.  
9 PARTICIPATION IN THE CANCER DRUG REPOSITORY PROGRAM IS VOLUNTARY  
10 AND A PHARMACY OR HEALTH FACILITY MAY WITHDRAW FROM PARTICIPATION  
11 IN THE CANCER DRUG REPOSITORY PROGRAM AT ANY TIME UPON NOTIFICATION  
12 TO THE BOARD. A NOTICE TO WITHDRAW FROM PARTICIPATION MAY BE GIVEN  
13 BY TELEPHONE OR REGULAR MAIL. A PHARMACY OR HEALTH FACILITY MAY  
14 CHOOSE TO FULLY PARTICIPATE IN THE CANCER DRUG REPOSITORY PROGRAM  
15 BY ACCEPTING, STORING, AND DISPENSING OR ADMINISTERING DONATED  
16 DRUGS AND SUPPLIES OR THE PHARMACY OR HEALTH FACILITY MAY LIMIT ITS  
17 PARTICIPATION TO ONLY ACCEPTING AND STORING DONATED DRUGS AND  
18 SUPPLIES. IF A PHARMACY OR HEALTH FACILITY CHOOSES TO LIMIT ITS  
19 PARTICIPATION, THE PHARMACY OR HEALTH FACILITY SHALL DISTRIBUTE ANY  
20 DONATED DRUGS TO A FULLY PARTICIPATING CANCER DRUG REPOSITORY IN  
21 ACCORDANCE WITH SUBSECTION (8). A PHARMACY OR HEALTH FACILITY THAT  
22 ELECTS TO PARTICIPATE IN THE CANCER DRUG REPOSITORY PROGRAM SHALL  
23 SUBMIT THE FOLLOWING INFORMATION TO THE BOARD IN A FORM PROVIDED BY  
24 THE BOARD THAT INCLUDES, AT A MINIMUM, EACH OF THE FOLLOWING:

25 (A) THE NAME, STREET ADDRESS, AND TELEPHONE NUMBER OF THE  
26 PHARMACY OR HEALTH FACILITY.

27 (B) THE NAME AND TELEPHONE NUMBER OF A PHARMACIST WHO IS

1 EMPLOYED BY OR UNDER CONTRACT WITH THE PHARMACY OR HEALTH FACILITY,  
2 OR OTHER CONTACT PERSON WHO IS FAMILIAR WITH THE PHARMACY'S OR  
3 HEALTH FACILITY'S PARTICIPATION IN THE CANCER DRUG REPOSITORY  
4 PROGRAM.

5 (C) A STATEMENT INDICATING THAT THE PHARMACY OR HEALTH  
6 FACILITY IS LICENSED IN THIS STATE AND IN COMPLIANCE WITH ALL  
7 FEDERAL AND STATE LAWS, RULES, AND REGULATIONS AND THE CHOSEN LEVEL  
8 OF PARTICIPATION IN THE CANCER DRUG REPOSITORY PROGRAM.

9 (3) AN INDIVIDUAL WHO IS AT LEAST 18 YEARS OF AGE MAY DONATE  
10 LEGALLY OBTAINED CANCER DRUGS OR SUPPLIES TO A CANCER DRUG  
11 REPOSITORY. IF THE DONATED DRUGS HAVE NOT BEEN PREVIOUSLY  
12 DISPENSED, A PHARMACY, HEALTH FACILITY, MANUFACTURER, OR WHOLESALE  
13 DISTRIBUTOR MAY ALSO DONATE CANCER DRUGS OR SUPPLIES TO A CANCER  
14 DRUG REPOSITORY. DONATED DRUGS OR SUPPLIES ARE ACCEPTABLE FOR  
15 DONATION IF THEY ARE DETERMINED TO BE ELIGIBLE BY A PHARMACIST WHO  
16 IS EMPLOYED BY OR UNDER CONTRACT WITH A CANCER DRUG REPOSITORY AS  
17 FOLLOWS:

18 (A) A CANCER DRUG IS ELIGIBLE FOR DONATION UNDER THE CANCER  
19 DRUG REPOSITORY PROGRAM ONLY IF ALL OF THE FOLLOWING REQUIREMENTS  
20 ARE MET:

21 (i) THE DONATION IS ACCOMPANIED BY A CANCER DRUG REPOSITORY  
22 DONOR FORM THAT IS PROVIDED BY THE BOARD AND STATES THAT TO THE  
23 BEST OF THE DONOR'S KNOWLEDGE THE DONATED DRUG HAS BEEN PROPERLY  
24 STORED AND THAT THE DRUG HAS NEVER BEEN OPENED, USED, TAMPERED  
25 WITH, ADULTERATED, OR MISBRANDED. THE BOARD SHALL MAKE THE CANCER  
26 DRUG REPOSITORY DONOR FORM AVAILABLE ON THE BOARD'S WEBSITE. THE  
27 FORM SHALL BE SIGNED BY THE PERSON MAKING THE DONATION OR THAT

1 PERSON'S AUTHORIZED REPRESENTATIVE.

2 (ii) THE DRUG'S EXPIRATION DATE IS AT LEAST 6 MONTHS LATER THAN  
3 THE DATE THE DRUG WAS DONATED.

4 (iii) THE DRUG IS IN ITS ORIGINAL, UNOPENED, TAMPER-EVIDENT UNIT  
5 DOSE PACKAGING THAT INCLUDES THE DRUG'S LOT NUMBER AND EXPIRATION  
6 DATE. SINGLE UNIT DOSE DRUGS MAY BE ACCEPTED IF THE SINGLE UNIT  
7 DOSE PACKAGING IS UNOPENED.

8 (iv) THE DRUG IS NOT ADULTERATED OR MISBRANDED.

9 (B) CANCER SUPPLIES ARE ELIGIBLE FOR DONATION UNDER THE CANCER  
10 DRUG REPOSITORY PROGRAM ONLY IF ALL OF THE FOLLOWING REQUIREMENTS  
11 ARE MET:

12 (i) THE SUPPLIES ARE NOT ADULTERATED OR MISBRANDED.

13 (ii) THE SUPPLIES ARE IN THEIR ORIGINAL, UNOPENED, SEALED  
14 PACKAGE.

15 (iii) THE DONATION IS ACCOMPANIED BY A CANCER DRUG REPOSITORY  
16 DONOR FORM THAT IS PROVIDED BY THE BOARD AND STATES THAT TO THE  
17 BEST OF THE DONOR'S KNOWLEDGE THE DONATED SUPPLY HAS BEEN PROPERLY  
18 STORED AND THAT THE SUPPLY HAS NEVER BEEN OPENED, USED, TAMPERED  
19 WITH, ADULTERATED, OR MISBRANDED. THE BOARD SHALL MAKE THE CANCER  
20 DRUG REPOSITORY DONOR FORM AVAILABLE ON THE BOARD'S WEBSITE. THE  
21 FORM SHALL BE SIGNED BY THE PERSON MAKING THE DONATION OR THAT  
22 PERSON'S AUTHORIZED REPRESENTATIVE.

23 (4) CONTROLLED SUBSTANCES ARE NOT ELIGIBLE FOR DONATION OR  
24 ACCEPTANCE UNDER THE CANCER DRUG REPOSITORY PROGRAM. CANCER DRUGS  
25 AND SUPPLIES THAT DO NOT MEET THE CRITERIA DESCRIBED UNDER  
26 SUBSECTION (3) ARE NOT ELIGIBLE FOR DONATION OR ACCEPTANCE UNDER  
27 THE CANCER DRUG REPOSITORY PROGRAM. CANCER DRUGS AND SUPPLIES MAY

1 BE DONATED ON THE PREMISES OF A CANCER DRUG REPOSITORY TO A  
2 PHARMACIST DESIGNATED BY THE REPOSITORY. A DROP BOX SHALL NOT BE  
3 USED TO DELIVER OR ACCEPT DONATIONS. CANCER DRUGS AND SUPPLIES  
4 DONATED UNDER THE CANCER DRUG REPOSITORY PROGRAM SHALL BE STORED IN  
5 A SECURE STORAGE AREA UNDER ENVIRONMENTAL CONDITIONS APPROPRIATE  
6 FOR THE DRUGS OR SUPPLIES BEING STORED. DONATED DRUGS AND SUPPLIES  
7 MAY NOT BE STORED WITH NONDONATED INVENTORY.

8 (5) CANCER DRUGS AND SUPPLIES THAT ARE DONATED UNDER THE  
9 CANCER DRUG REPOSITORY PROGRAM SHALL BE DISPENSED BY A PHARMACIST  
10 PURSUANT TO A PRESCRIPTION BY A PRESCRIBER OR MAY BE DISPENSED OR  
11 ADMINISTERED BY A DISPENSING PRESCRIBER. THE CANCER DRUGS AND  
12 SUPPLIES SHALL BE VISUALLY INSPECTED BY THE PHARMACIST OR  
13 DISPENSING PRESCRIBER BEFORE BEING DISPENSED OR ADMINISTERED FOR  
14 ADULTERATION, MISBRANDING, AND DATE OF EXPIRATION. CANCER DRUGS OR  
15 SUPPLIES THAT HAVE EXPIRED OR APPEAR UPON VISUAL INSPECTION TO BE  
16 ADULTERATED, MISBRANDED, OR TAMPERED WITH IN ANY WAY MAY NOT BE  
17 DISPENSED OR ADMINISTERED.

18 (6) BEFORE A CANCER DRUG OR SUPPLY MAY BE DISPENSED OR  
19 ADMINISTERED TO AN INDIVIDUAL, THE INDIVIDUAL MUST PROVIDE  
20 VERIFICATION THAT HE OR SHE HAS A CURRENT DIAGNOSIS OF CANCER,  
21 PROVIDE PROOF OF HIS OR HER INSURANCE, IF ANY, AND SIGN A CANCER  
22 DRUG REPOSITORY RECIPIENT FORM PROVIDED BY THE BOARD ACKNOWLEDGING  
23 THAT THE INDIVIDUAL UNDERSTANDS THE INFORMATION STATED ON THE FORM.  
24 THE FORM SHALL BE MADE AVAILABLE TO THE PUBLIC ON THE BOARD'S  
25 WEBSITE. THE FORM SHALL INCLUDE, AT A MINIMUM, THE FOLLOWING  
26 INFORMATION:

27 (A) THAT THE DRUG OR SUPPLY BEING DISPENSED OR ADMINISTERED

1 HAS BEEN DONATED AND MAY HAVE BEEN PREVIOUSLY DISPENSED.

2 (B) THAT A VISUAL INSPECTION HAS BEEN CONDUCTED BY THE  
3 PHARMACIST OR DISPENSING PRESCRIBER TO ENSURE THAT THE DRUG HAS NOT  
4 EXPIRED, HAS NOT BEEN ADULTERATED OR MISBRANDED, AND IS IN ITS  
5 ORIGINAL, UNOPENED PACKAGING.

6 (C) THAT THE PHARMACIST, THE DISPENSING OR ADMINISTERING  
7 PRESCRIBER, THE CANCER DRUG REPOSITORY, THE BOARD, AND ANY OTHER  
8 PARTICIPANT OF THE CANCER DRUG REPOSITORY PROGRAM CANNOT GUARANTEE  
9 THE SAFETY OF THE DRUG OR SUPPLY BEING DISPENSED OR ADMINISTERED  
10 AND THAT THE PHARMACIST OR PRESCRIBER HAS DETERMINED THAT THE DRUG  
11 OR SUPPLY IS SAFE TO DISPENSE OR ADMINISTER BASED ON THE ACCURACY  
12 OF THE DONOR'S FORM SUBMITTED WITH THE DONATED DRUG OR SUPPLY AND  
13 THE VISUAL INSPECTION REQUIRED TO BE PERFORMED BY THE PHARMACIST OR  
14 PRESCRIBER BEFORE DISPENSING OR ADMINISTERING.

15 (7) ANY RESIDENT OF THIS STATE WHO IS DIAGNOSED WITH CANCER IS  
16 ELIGIBLE TO RECEIVE DRUGS OR SUPPLIES UNDER THE CANCER DRUG  
17 REPOSITORY PROGRAM. CANCER DRUGS AND SUPPLIES DONATED UNDER THE  
18 CANCER DRUG REPOSITORY PROGRAM SHALL NOT BE RESOLD AND SHALL ONLY  
19 BE DISPENSED OR ADMINISTERED TO RESIDENTS OF THIS STATE WHO ARE  
20 DIAGNOSED WITH CANCER. A PHARMACIST WHO DISPENSES THOSE DRUGS AND  
21 SUPPLIES DONATED UNDER THE CANCER DRUG REPOSITORY PROGRAM SHALL NOT  
22 SUBMIT A CLAIM OR OTHERWISE SEEK REIMBURSEMENT FROM ANY PUBLIC OR  
23 PRIVATE THIRD PARTY PAYER FOR DRUGS OR SUPPLIES DISPENSED TO ANY  
24 ELIGIBLE INDIVIDUAL IN ACCORDANCE WITH THE PROGRAM, NOR SHALL A  
25 PUBLIC OR PRIVATE THIRD PARTY PAYER BE REQUIRED TO PROVIDE  
26 REIMBURSEMENT FOR DONATED DRUGS OR SUPPLIES DISPENSED BY A  
27 PHARMACIST TO AN ELIGIBLE INDIVIDUAL IN ACCORDANCE WITH THE

1 PROGRAM. CANCER DRUGS AND SUPPLIES DISPENSED UNDER THE CANCER DRUG  
2 REPOSITORY PROGRAM SHALL BE DISPENSED IN THE FOLLOWING ORDER OF  
3 PRIORITY:

4 (A) INDIVIDUALS WHO ARE UNINSURED OR DO NOT HAVE INSURANCE  
5 COVERAGE FOR THOSE CANCER DRUGS OR SUPPLIES.

6 (B) INDIVIDUALS WHO ARE ENROLLED IN MEDICAID, MEDICARE, OR ANY  
7 OTHER PUBLIC ASSISTANCE HEALTH CARE PROGRAM.

8 (C) ALL OTHER INDIVIDUALS WHO ARE RESIDENTS OF THIS STATE AND  
9 DIAGNOSED WITH CANCER.

10 (8) A CANCER DRUG REPOSITORY MAY CHARGE THE INDIVIDUAL  
11 RECEIVING A DRUG OR SUPPLY A HANDLING FEE OF NOT MORE THAN 250% OF  
12 THE MEDICAID DISPENSING FEE OR \$5.00, WHICHEVER IS LESS, FOR EACH  
13 CANCER DRUG OR SUPPLY DISPENSED OR ADMINISTERED. CANCER DRUG  
14 REPOSITORIES MAY DISTRIBUTE DRUGS AND SUPPLIES DONATED UNDER THE  
15 CANCER DRUG REPOSITORY PROGRAM TO OTHER REPOSITORIES IF REQUESTED  
16 BY A PARTICIPATING REPOSITORY. A CANCER DRUG REPOSITORY THAT HAS  
17 ELECTED NOT TO DISPENSE DONATED DRUGS OR SUPPLIES SHALL DISTRIBUTE  
18 ANY DONATED DRUGS AND SUPPLIES TO A PARTICIPATING REPOSITORY UPON  
19 REQUEST OF THE REPOSITORY. IF A CANCER DRUG REPOSITORY DISTRIBUTES  
20 DRUGS OR SUPPLIES TO ANOTHER PARTICIPATING REPOSITORY, THE  
21 REPOSITORY SHALL COMPLETE A CANCER DRUG REPOSITORY DONOR FORM  
22 PROVIDED BY THE BOARD. THE COMPLETED FORM AND COPY OF THE DONOR  
23 FORM THAT WAS COMPLETED BY THE ORIGINAL DONOR UNDER SUBSECTION (3)  
24 SHALL BE PROVIDED TO THE FULLY PARTICIPATING CANCER DRUG REPOSITORY  
25 AT THE TIME OF DISTRIBUTION.

26 (9) CANCER DRUG REPOSITORY DONOR AND RECIPIENT FORMS SHALL BE  
27 MAINTAINED FOR AT LEAST 5 YEARS. A RECORD OF DESTRUCTION OF DONATED

1 DRUGS AND SUPPLIES THAT ARE NOT DISPENSED UNDER SUBSECTION (7)  
2 SHALL BE MAINTAINED BY THE DISPENSING REPOSITORY FOR AT LEAST 5  
3 YEARS. FOR EACH DRUG OR SUPPLY DESTROYED, THE RECORD SHALL INCLUDE  
4 THE FOLLOWING INFORMATION:

5 (A) THE DATE OF DESTRUCTION.

6 (B) THE NAME, STRENGTH, AND QUANTITY OF THE CANCER DRUG  
7 DESTROYED.

8 (C) THE NAME OF THE PERSON OR FIRM THAT DESTROYED THE DRUG.

9 (D) THE SOURCE OF THE DRUGS OR SUPPLIES DESTROYED.

10 (10) A MANUFACTURER IS NOT SUBJECT TO CRIMINAL LIABILITY OR  
11 LIABILITY IN TORT OR OTHER CIVIL ACTION FOR INJURY, DEATH, OR LOSS  
12 TO A PERSON OR TO PROPERTY FOR ANY OF THE FOLLOWING CAUSES OF  
13 ACTION:

14 (A) THE INTENTIONAL OR UNINTENTIONAL ADULTERATION OR  
15 MISBRANDING OF THE DRUG OR SUPPLY BY A PARTY NOT UNDER THE CONTROL  
16 OF THE MANUFACTURER.

17 (B) THE FAILURE OF A PARTY NOT UNDER THE CONTROL OF THE  
18 MANUFACTURER TO TRANSFER OR COMMUNICATE PRODUCT OR CONSUMER  
19 INFORMATION OR THE EXPIRATION DATE OF THE DONATED DRUG OR SUPPLY.

20 (C) CLAIMS FOR PAYMENT TO GOVERNMENT OR PRIVATE PAYERS.

21 (11) A HEALTH FACILITY OR PHARMACY PARTICIPATING IN THE CANCER  
22 DRUG REPOSITORY PROGRAM, A PHARMACIST DISPENSING A DRUG OR SUPPLY  
23 PURSUANT TO THE PROGRAM, A PRESCRIBER DISPENSING OR ADMINISTERING A  
24 DRUG OR SUPPLY PURSUANT TO THE PROGRAM, OR A DONOR OF A CANCER DRUG  
25 OR SUPPLY IS IMMUNE FROM CIVIL LIABILITY FOR AN ACT OR OMISSION  
26 THAT CAUSES INJURY TO OR THE DEATH OF AN INDIVIDUAL TO WHOM THE  
27 CANCER DRUG OR SUPPLY IS DISPENSED AND NO DISCIPLINARY ACTION SHALL

1 BE TAKEN AGAINST A PHARMACIST OR PRESCRIBER AS LONG AS THE DRUG OR  
2 SUPPLY IS DONATED, ACCEPTED, DISTRIBUTED, AND DISPENSED ACCORDING  
3 TO THE REQUIREMENTS OF THIS SECTION. THIS IMMUNITY DOES NOT APPLY  
4 IF THE ACT OR OMISSION INVOLVES RECKLESS, WANTON, OR INTENTIONAL  
5 MISCONDUCT, OR MALPRACTICE UNRELATED TO THE QUALITY OF THE CANCER  
6 DRUG OR SUPPLY.

7 (12) AS USED IN THIS SECTION:

8 (A) "CANCER DRUG" MEANS A PRESCRIPTION DRUG THAT IS USED TO  
9 TREAT EITHER OF THE FOLLOWING:

10 (i) CANCER OR THE SIDE EFFECTS OF CANCER.

11 (ii) THE SIDE EFFECTS OF ANY PRESCRIPTION DRUG THAT IS USED TO  
12 TREAT CANCER OR THE SIDE EFFECTS OF CANCER.

13 (B) "CANCER DRUG REPOSITORY" MEANS A HEALTH FACILITY OR  
14 PHARMACY THAT HAS NOTIFIED THE BOARD OF ITS ELECTION TO PARTICIPATE  
15 IN THE CANCER DRUG REPOSITORY PROGRAM.

16 (C) "CANCER SUPPLY" OR "SUPPLIES" MEANS PRESCRIPTION AND  
17 NONPRESCRIPTION CANCER SUPPLIES NEEDED TO ADMINISTER A CANCER DRUG.

18 (D) "DISTRIBUTE" MEANS TO DELIVER, OTHER THAN BY ADMINISTERING  
19 OR DISPENSING.

20 (E) "DONOR" MEANS AN INDIVIDUAL AND NOT A MANUFACTURER OR  
21 WHOLESALE DISTRIBUTOR WHO DONATES A CANCER DRUG OR SUPPLY ACCORDING  
22 TO THE REQUIREMENTS OF THE CANCER DRUG REPOSITORY PROGRAM.

23 (F) "HEALTH FACILITY" MEANS A FACILITY LICENSED IN ACCORDANCE  
24 WITH ARTICLE 17 AS A COUNTY MEDICAL CARE FACILITY, FREESTANDING  
25 SURGICAL OUTPATIENT FACILITY, HOME FOR THE AGED, HOSPITAL, HOSPITAL  
26 LONG-TERM CARE UNIT, NURSING HOME, AND HOSPICE.

27 (G) "SIDE EFFECTS OF CANCER" MEANS SYMPTOMS OF CANCER.

1           (H) "SINGLE UNIT DOSE PACKAGING" MEANS A SINGLE UNIT CONTAINER  
2   FOR ARTICLES INTENDED FOR ADMINISTRATION AS A SINGLE DOSE, DIRECT  
3   FROM THE CONTAINER.

4           (I) "TAMPER-EVIDENT UNIT DOSE PACKAGING" MEANS A CONTAINER  
5   WITHIN WHICH A DRUG IS SEALED SO THAT THE CONTENTS CANNOT BE OPENED  
6   WITHOUT OBVIOUS DESTRUCTION OF THE SEAL.