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will scratch a tree. So I scratched a tree, not expecting any big bears to come around. Senator Bourne came and stood on his tiptoes and scratched higher. So now it's for me to scratch above him. Senator Bourne did not listen to me. He said, had I been paying attention I would know that the present law allows a pharmacist to make a substitution if the practitioner does not designate otherwise. My question to Senator Jensen was not about the present law, my question was about this amendment. So if Senator Bourne had listened and heard me, he would not have thought he was throwing me a strike when he was throwing a ball completely out of the stadium. But here is a question I now want to ask of Senator Jensen.

SENATOR CUDABACK: Senator Jensen, would you respond.

SENATOR JENSEN: Yes, thank you.

SENATOR CHAMBERS: Senator Jensen, on page 15, we do have language starting in line 5 which unless the patient or representative or caregiver of such person instructs otherwise, the substitution can be made. What I'm looking at is the fact that the caregiver, the patient, or the representative may not know anything about the possibility of a substitution or that this pharmacist will substitute. Now regardless of whether it turns out to be a good thing or a bad thing, consider, and I'm not going to offer it as an amendment, something along this line; after the word "patient" in line 6, the language, after being informed of a possible drug product selection. And the language would then read that the substitution can be made unless a patient or representative or caregiver of such patient after being informed of a possible drug product selection instructs otherwise. You cannot instruct otherwise referenced to a subject if you don't even know about it. So now the question I would ask, is there anything in the amendment that would require that the patient, the caregiver, or the representative be made aware that such a substitution may take place? And that they may want it, if they know about it.

SENATOR JENSEN: I'm not sure that there is.

SENATOR CHAMBERS: Would it overly complicate the bill because I