

HB 1044 -- Pharmacy

Sponsor: Behnen

This bill contains provisions relating to pharmacies, pharmacists, pharmaceutical services, and drug distributors. The bill:

- (1) Allows the State Board of Pharmacy to place the names of pharmacy technicians on the employee disqualification list;
- (2) Gives the board the authority to refuse to issue certificates of registration or licenses and suspend or restrict licenses for certain conduct;
- (3) Authorizes the board to issue civil penalties against unlicensed persons engaging in the practice of pharmacy;
- (4) Allows for an appeal process for the imposition of civil penalties before the Administrative Hearing Commission;
- (5) Provides for immunity from civil liability for persons providing good faith information regarding licensees;
- (6) Adds two new pharmacy classifications: non-sterile compounding pharmacy and Internet pharmacy;
- (7) Gives the board the authority to terminate the distribution of prescription drugs that have been adulterated, misbranded, or stolen; and
- (8) Allows the board to request an order of payment for disciplinary cases from the Administrative Hearing Commission when complaints are filed and actual and necessary costs are incurred from investigating and prosecuting the case. If it is determined that the order of payment represents the actual and necessary costs associated with investigating and prosecuting the case, the commission is required to issue an order of payment to the licensee when discipline is imposed.