

HB 2049 -- Wholesale Distributors of Prescription Drugs

Sponsor: Hunter

This bill changes the laws regarding wholesale distribution of prescription drugs. The bill:

- (1) Requires all applicants for licensure as wholesale distributors to provide a minimum amount of information regarding themselves and their wholesale business;
- (2) Establishes certain criteria which all applicants must meet prior to being issued a license;
- (3) Requires licensees to be bonded and authorizes the State Board of Pharmacy to create a fund for these bonds;
- (4) Allows pharmacies to return prescription drugs to the drug manufacturer or wholesale distributor where they originally purchased them;
- (5) Requires manufacturers and wholesalers to distribute only to persons licensed by the board;
- (6) Requires manufacturers and wholesalers to deliver prescription drugs only to the premises listed on the license;
- (7) Requires manufacturers and wholesalers to accept payment for the purchase of prescription drugs only from the pharmacy owner of record;
- (8) Requires persons engaged in the wholesale distribution of a prescription drug to provide a pedigree or electronic file identifying each sale, trade, or transfer of a prescription drug;
- (9) Authorizes the board to promulgate rules relating to the wholesale distribution of prescription drugs no later than 120 days after August 28, 2007;
- (10) Authorizes the board to suspend and revoke licenses and issue orders requiring the appropriate person to cease distribution of prescription drugs; and
- (11) Makes any person violating these provisions guilty of a class C felony and fined no more than \$5,000.