

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 3009, Page 2, Section 338.312, Line
2 38, by inserting after said section and line the following:

3
4 "338.333. 1. Except as otherwise provided by the board of pharmacy by rule in the event
5 of an emergency or to alleviate a supply shortage, no person or distribution outlet shall act as a
6 wholesale drug distributor, pharmacy distributor, drug outsourcer, or third-party logistics
7 provider without first obtaining license to do so from the Missouri board of pharmacy and
8 paying the required fee. The board may grant temporary licenses when the wholesale drug
9 distributor, pharmacy distributor, drug outsourcer, or third-party logistics provider first applies
10 for a license to operate within the state. Temporary licenses shall remain valid until such time as
11 the board shall find that the applicant meets or fails to meet the requirements for regular
12 licensure. No license shall be issued or renewed for a wholesale drug distributor, pharmacy
13 distributor, drug outsourcer, or third-party logistics provider to operate unless the same shall be
14 operated in a manner prescribed by law and according to the rules and regulations promulgated
15 by the board of pharmacy with respect thereto. Separate licenses shall be required for each
16 distribution site owned or operated by a wholesale drug distributor, pharmacy distributor, drug
17 outsourcer, or third-party logistics provider, unless such drug distributor, pharmacy distributor,
18 drug outsourcer, or third-party logistics provider meets the requirements of section 338.335.

19 2. An agent or employee of any licensed or registered wholesale drug distributor,
20 pharmacy distributor, drug outsourcer, or third-party logistics provider need not seek licensure
21 under this section and may lawfully possess pharmaceutical drugs, if the agent or employee is
22 acting in the usual course of his or her business or employment.

23 3. The board may permit out-of-state wholesale drug distributors, drug outsourcers,
24 third-party logistics ~~[provider]~~ providers, or out-of-state pharmacy distributors to be licensed as
25 required by sections 338.210 to 338.370 on the basis of reciprocity to the extent that the entity
26 both:

27 (1) Possesses a valid license granted by another state pursuant to legal standards
28 comparable to those which must be met by a wholesale drug distributor, pharmacy distributor,
29 drug ~~[outsourcers]~~ outsourcer, or third-party logistics provider of this state as prerequisites for
30 obtaining a license under the laws of this state. If a state license is not issued by their resident

Action Taken _____ Date _____

1 state, out-of-state wholesale drug distributors and third-party logistics providers with a current
2 and valid drug distributor accreditation from the National Association of Boards of Pharmacy or
3 its successor may be eligible for licensure as provided by the board by rule; and

4 (2) Distributes into Missouri from a state which would extend reciprocal treatment under
5 its own laws to a wholesale drug distributor, pharmacy distributor, drug outsourcers, or third-
6 party logistics provider of this state."; and

7
8 Further amend said bill by amending the title, enacting clause, and intersectional references
9 accordingly.