

SENATE BILL 405 (LRB -3225)

An Act to create 450.02 (3m) of the statutes; relating to: powers of the Pharmacy Examining Board during times of emergency or disaster.

2005

12-14.	S.	Introduced by Senators Olsen, Roessler, Grothman, Cowles and A. Lasee ; cosponsored by Representatives Hines, Petrowski, Gielow, Jeskewitz, Hahn, Albers, Nass, Berceau, Lothian, Ott, Sheridan, Krawczyk, Nerison, Musser, Bies, Townsend, Lehman, Owens, Gunderson and Shilling .	
10-26.	S.	Read first time and referred to committee on Health, Children, Families, Aging and Long Term Care	409
10-26.	S.	Representative Kreibich added as a cosponsor	409
12-14.	S.	Public hearing held.	
12-14.	S.	Executive action taken.	

2006

01-04.	S.	Report introduction and adoption of Senate Amendment 1 recommended by committee on Health, Children, Families, Aging and Long Term Care, Ayes 5, Noes 0 (LRB a1897)	513
01-04.	S.	Report passage as amended recommended by committee on Health, Children, Families, Aging and Long Term Care, Ayes 5, Noes 0	513
01-04.	S.	Available for scheduling.	
01-18.	S.	Placed on calendar 1-19-2006 by committee on Senate Organization.	
01-19.	S.	Read a second time	540
01-19.	S.	Senate amendment 1 adopted	540
01-19.	S.	Ordered to a third reading	540
01-19.	S.	Rules suspended	540
01-19.	S.	Read a third time and passed	540
01-19.	S.	Ordered immediately messaged	541
02-07.	A.	Received from Senate	795
02-07.	A.	Read first time and referred to committee on Public Health	796
02-22.	A.	Public hearing held.	
02-22.	A.	Executive action taken.	
02-27.	A.	Report concurrence recommended by committee on Public Health, Ayes 8, Noes 0	850
02-27.	A.	Referred to committee on Rules	850
03-02.	A.	Placed on calendar 3-7-2006 by committee on Rules.	
03-02.	A.	Made a special order of business at 11:39 A.M. on 3-7-2006 pursuant to Assembly Resolution 50	899
03-07.	A.	Read a second time	922
03-07.	A.	Ordered to a third reading	922
03-07.	A.	Rules suspended	922
03-07.	A.	Read a third time and concurred in	922
03-07.	A.	Ordered immediately messaged	922
03-08.	S.	Received from Assembly concurred in.	

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2005
ENROLLED BILL

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ADOPTED DOCUMENTS:

Orig Engr SubAmdt

05-322512

Amendments to above (if none, write "NONE"): SA1 - a1897/1

Corrections - show date (if none, write "NONE"): None

Topic Rel

3/10/06 JR Miller
Date Enrolling Drafter

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2005 SENATE BILL 405

October 26, 2005 – Introduced by Senators OLSEN, ROESSLER, GROTHMAN, COWLES and A. LASEE, cosponsored by Representatives HINES, PETROWSKI, GIELOW, JESKEWITZ, HAHN, ALBERS, NASS, BERCEAU, LOTHIAN, OTT, SHERIDAN, KRAWCZYK, NERISON, MUSSER, BIES, TOWNSEND, LEHMAN, OWENS, GUNDERSON and SHILLING. Referred to Committee on Health, Children, Families, Aging and Long Term Care.

- 1 **AN ACT to create** 450.02 (3m) of the statutes; **relating to:** powers of the
2 Pharmacy Examining Board during times of emergency or disaster.

Analysis by the Legislative Reference Bureau

Under current law, the Pharmacy Examining Board (board) enforces statutory requirements and promulgates rules to regulate the practice of pharmacy. Also under current law, the governor has the power to declare a state of emergency for the state or any portion of the state if a public health emergency exists or if there is an emergency resulting from enemy action or a natural or man-made disaster exists. Unless the legislature passes a joint resolution to extend the duration of a state of emergency, a state of emergency resulting from enemy action may not exceed 60 days and an emergency resulting from natural or man-made emergency disaster may not exceed 30 days.

Under this bill, the board may grant a variance to any statutory requirement or rule regarding the practice of pharmacy if it determines that there is an emergency, if a pharmacist requests the variance, and if the board determines that the variance is necessary to protect public health, safety, and welfare. The variance granted by the board may not exceed 90 days, unless the board decides that an extension is necessary.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

**SENATE AMENDMENT 1,
TO 2005 SENATE BILL 405**

January 4, 2006 - Offered by COMMITTEE ON HEALTH, CHILDREN, FAMILIES, AGING AND
LONG TERM CARE.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 9: after that line insert:

3 “(am) If a member of the board disagrees with a decision made by a designee
4 under par. (a), the board chairperson shall call a meeting of the board as soon as
5 practicable to review the decision. The board may affirm or modify the designee’s
6 decision.”

7

(END)

