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## WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

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**2011 Wisconsin Act 100**  
[2011 Assembly Bill 245]

**Procurement of Prescription Drugs  
by Faculty at an Institution of  
Higher Education**

Under *current law*, a manufacturer or wholesale distributor (“distributor”) of prescription drugs is prohibited from delivering prescription drugs to a person unless the person is one of the following:

- A distributor licensed by the Pharmacy Examining Board (“Board”);
- A pharmacy licensed by the Board; or
- A person licensed by the appropriate licensing authority of another state.

*Act 100* provides that a manufacturer or distributor also may deliver prescription drugs to a faculty member of a public or private institution of higher education in Wisconsin, if that faculty member is obtaining the prescription drugs for the purpose of lawful research, teaching, or testing and not for resale.

In addition, under *current law*, a manufacturer or distributor of prescription drugs is prohibited from delivering prescription drugs to a person who is not known to the manufacturer or distributor, unless the manufacturer or distributor has verified with the Board (or the appropriate licensing authority in another state) that the person is licensed to receive prescription drugs.

*Act 100* allows a manufacturer or distributor to deliver prescription drugs to a person who is not known to the manufacturer or distributor, without verification that the person is licensed to receive prescription drugs, if the person is a faculty member of a public or private institution of higher education in Wisconsin who is obtaining the prescription drugs for the purpose of lawful research, teaching, or testing and not for resale.

**Effective date:** December 21, 2011

**Prepared by:** Brian T. Larson, Staff Attorney

December 20, 2011

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.