

2019 Senate Bill 38 (LRB -1211)

An Act to create 450.03 (1) (j) of the statutes; relating to: dispensing, distributing, or selling dialysate, drugs, or devices necessary for providing home peritoneal kidney dialysis.

2019

02-15. S. Introduced by Senators **Darling, L. Taylor, Nass and Marklein**; cosponsored by Representatives **Rohrkaste, Kolste, Considine, Felzkowski, Brooks, Kuglitsch, Kulp, Milroy, L. Myers, Ramthun, Sinicki, Skowronski, Spiros, Tusler, Zimmerman, B. Meyers and Murphy.** ..... 71

02-15. S. Read first time and referred to Committee on Health and Human Services ..... 72

02-15. S. Senate Amendment 1 offered by Senator Darling (**LRB a0047**) ..... 71

03-14. S. Public hearing held

03-15. S. Senator Carpenter added as a coauthor ..... 115

05-07. S. Executive action taken

05-07. S. Report adoption of Senate Amendment 1 recommended by Committee on Health and Human Services, Ayes 5, Noes 0 ..... 179

05-07. S. Report passage as amended recommended by Committee on Health and Human Services, Ayes 5, Noes 0 ..... 179

05-07. S. Available for scheduling

05-10. S. Placed on calendar 5-15-2019 pursuant to Senate Rule 18(1) ..... 194

05-15. S. Read a second time ..... 201

05-15. S. Senate Amendment 1 **adopted** ..... 201

05-15. S. Ordered to a third reading ..... 201

05-15. S. Rules suspended ..... 201

05-15. S. Read a third time and **passed** ..... 201

05-15. S. Ordered immediately messaged ..... 202

05-15. A. Received from Senate ..... 131

06-14. A. Read first time and referred to committee on Rules ..... 174

06-13. A. Placed on calendar 6-18-2019 by Committee on Rules

06-18. A. Rules suspended to withdraw from calendar and take up

06-18. A. Read a second time

06-18. A. Ordered to a third reading

06-18. A. Rules suspended

06-18. A. Read a third time and **concurred in**

06-18. A. Ordered immediately messaged

06-18. S. Received from Assembly concurred in

9MB



19en S B-38

**ENROLLED BILL**

**Adopted Documents**

Original

Engrossed

Substitute Amdt

19 -1211 / 1

Amendments:  None or  Listed below.

SA 1

Corrections:  None or  Listed by date below.

Topic:  Same as relating clause or  Indicated below.

6/19/19

Date

Enrolling Drafter



## 2019 SENATE BILL 38

February 15, 2019 - Introduced by Senators DARLING, L. TAYLOR, NASS and MARKLEIN, cosponsored by Representatives ROHRKASTE, KOLSTE, CONSIDINE, FELZKOWSKI, BROOKS, KUGLITSCH, KULP, MILROY, MYERS, RAMTHUN, SINICKI, SKOWRONSKI, SPIROS, TUSLER, ZIMMERMAN, MEYERS and MURPHY. Referred to Committee on Health and Human Services.

1 **AN ACT** *to create* 450.03 (1) (j) of the statutes; **relating to:** dispensing,  
2 distributing, or selling dialysate, drugs, or devices necessary for providing  
3 home peritoneal kidney dialysis.

SA 1  
1.

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### *Analysis by the Legislative Reference Bureau*

This bill exempts persons dispensing, distributing, or selling dialysate, drugs, or devices necessary for providing home peritoneal kidney dialysis to a patient with end-stage renal disease from being required to obtain a pharmacist license. The exemption granted under the bill is subject to certain requirements, as detailed in the bill, including the following: 1) the dialysate, drugs, or devices are delivered in their original, sealed packaging from the manufacturing facility; 2) dispensing occurs only pursuant to a prescription order issued by a licensed physician; and 3) delivery is made only to a patient with end-stage renal disease, the patient's designee, or a health care provider for administration or delivery to a patient.

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

4 **SECTION 1.** 450.03 (1) (j) of the statutes is created to read:





State of Wisconsin  
2019 - 2020 LEGISLATURE

LRBa0047/1  
KP:kjf

SENATE AMENDMENT 1,  
TO SENATE BILL 38

February 15, 2019 - Offered by Senator DARLING.

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

2           **1.** Page 1, line 2: delete “dialysate, drugs,” and substitute “dialysate drugs”.

3           **2.** Page 2, line 1: on lines 1, 6, 7, 9, 12 and 17, delete “dialysate, drugs,” and  
4 substitute “dialysate drugs”.

5   (END)