



State of Wisconsin  
1997 - 1998 LEGISLATURE

LRBa1821/2  
MDK;jlg:hmh

**ASSEMBLY AMENDMENT 1,  
TO 1997 SENATE BILL 361**

March 12, 1998 – Offered by Representatives ALBERS, LA FAVE and UNDERHEIM.

1           At the locations indicated, amend the bill, as shown by senate substitute  
2           amendment 1, as follows:

3           **1.** Page 1, line 5: after “pharmacists” insert “, creating a pharmacist advisory  
4           council”.

5           **2.** Page 1, line 6: delete that line and substitute:

6           **“SECTION 1g.** 15.407 (6) of the statutes is created to read:

7           15.407 **(6)** PHARMACIST ADVISORY COUNCIL. There is created a pharmacist  
8           advisory council in the department of regulation and licensing and serving the  
9           pharmacy examining board in an advisory capacity. The council shall consist of the  
10          following members appointed for 3-year terms:

11          (a) Two pharmacists licensed under ch. 450 appointed by the chairperson of the  
12          pharmacy examining board.

1 (b) One physician licensed under subch. II of ch. 448 appointed by the  
2 chairperson of the medical examining board.

3 (c) One nurse licensed under ch. 441 appointed by the chairperson of the board  
4 of nursing.

5 **SECTION 1r.** 450.01 (1) of the statutes is amended to read:”.

6 **3.** Page 2, line 4: after “devices” insert “under s. 450.035 (1r)”.

7 **4.** Page 2, line 9: after “and” insert “record-keeping and reporting”.

8 **5.** Page 2, line 11: on page 1 of the material inserted by senate amendment 1  
9 to senate substitute amendment 1, delete lines 5 to 12 and substitute:

10 “450.02 (**2g**) (a) The pharmacy examining board shall, after consultation with  
11 the medical examining board and the board of nursing, promulgate rules that  
12 establish criteria for approving courses under ss. 450.035 (1r) and (2) and 450.085  
13 (1).

14 (b) The board shall promulgate rules that establish requirements and  
15 procedures for the administration of a drug product or device, as defined in s. 450.035  
16 (1g), by a pharmacist under s. 450.035 (1r). Notwithstanding s. 15.08 (5) (b), the  
17 board may promulgate rules under this paragraph only if the rules are identical to  
18 rules recommended by the pharmacist advisory council. The board may amend or  
19 repeal rules promulgated under this paragraph only upon the recommendation of  
20 the pharmacist advisory council.”.

21 **6.** Page 2, line 23: after that line insert:

22 “**SECTION 7m.** 450.025 of the statutes is created to read:

23 **450.025 Pharmacist advisory council.** The pharmacist advisory council  
24 shall recommend rules for promulgation by the board under s. 450.02 (2g) (b) and

1 may recommend the amendment or repeal of any rules promulgated under s. 450.02  
2 (2g) (b). A unanimous vote of the members of the pharmacist advisory council is  
3 required for the council to make a recommendation under this section.”.

4 **7.** Page 3, line 15: delete the material beginning with “Except” and ending  
5 with “a pharmacist” on line 17 and substitute “A pharmacist”.

6 **8.** Page 4, line 20: after that line insert:

7 “**SECTION 10m.** 628.36 (2m) (a) 2m. of the statutes is created to read:

8 628.36 **(2m)** (a) 2m. “Pharmaceutical services” do not include the  
9 administration of a drug product or device or vaccine under s. 450.035.”.

10 **9.** Page 4, line 23: on page 1, line 19, of the material inserted by senate  
11 amendment 1 to senate substitute amendment 1, delete “and (b)”.

12 **10.** Page 4, line 25: after “month” insert “beginning”.

13 **11.** Page 5, line 1: before that line insert:

14 “(2) The pharmacy examining board shall submit in proposed form the rules  
15 required under section 450.02 (2g) (b) of the statutes, as affected by this act, to the  
16 legislative council staff under section 227.15 (1) of the statutes no later than the first  
17 day of the 12th month beginning after the effective date of this subsection.

18 (3) Notwithstanding section 15.407 (6) (intro.) of the statutes, as created by this  
19 act, the initial members of the pharmacist advisory council shall be appointed no  
20 later than the first day of the 2nd month beginning after the effective date of this  
21 subsection for the following terms:

22 (a) One pharmacist member appointed by the chairperson of the pharmacy  
23 examining board for a term expiring on July 1, 1999.

