



**SENATE SUBSTITUTE AMENDMENT 1,
TO 2007 SENATE BILL 409**

1 **AN ACT** *to amend* 450.06 (1); and *to create* 450.062 of the statutes; **relating to:**
2 remote dispensing by pharmacists and granting rule-making authority.

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

3 **SECTION 1.** 450.06 (1) of the statutes is amended to read:

4 450.06 (1) ~~No~~ Except as provided in s. 450.062, no pharmacist may dispense
5 at any location in this state that is not licensed as a pharmacy by the board. No
6 person in this state may use or display the title “pharmacy,” “drugstore,”
7 “apothecary,” or any other title, symbol, or insignia having the same or similar
8 meanings, except for a place of practice which is licensed under this section as a
9 pharmacy by the board.

10 **SECTION 2.** 450.062 of the statutes is created to read:

11 **450.062 Remote dispensing.** Pursuant to rules promulgated by the board,
12 a pharmacist may dispense at the following locations:

1 **(1)** A health care facility under s. 150.84 (2) or a facility identified under s.
2 980.065.

3 **(2)** The office or clinic of a practitioner.

4 **(3)** A county jail, rehabilitation facility under s. 59.53 (8), state prison under
5 s. 302.01, or county house of correction under s. 303.16 (1).

6 **(4)** A juvenile correctional facility under s. 938.02 (10p), juvenile detention
7 facility under s. 938.02 (10r), residential care center for children and youth under s.
8 938.02 (15d), secured residential care center for children and youth under s. 938.02
9 (15g), type 1 juvenile correctional facility under s. 938.02 (19), type 2 residential care
10 center for children and youth under s. 938.02 (19r), or type 2 juvenile correctional
11 facility under s. 938.02 (20).

12 **SECTION 3. Nonstatutory provisions.**

13 **(1) VARIANCE PERIOD FOR PROMULGATION OF ADMINISTRATIVE RULES.**
14 Notwithstanding section 227.10 (1) of the statutes, for the period before the effective
15 date of the rules promulgated under section 450.062 of the statutes, as created by this
16 act, but ending no later than the first day of the 25th month beginning after the
17 effective date of this act, a pharmacist may dispense at a location not licensed as a
18 pharmacy pursuant to policies and procedures established by the pharmacy
19 examining board.

20 **(END)**