



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2017 Wisconsin Act 149
[2017 Senate Bill 575]

**Treatment of Biological Products
Under the Pharmacy Practice Law**

2017 Wisconsin Act 149 makes a number of changes to the pharmacy practice laws regarding the prescribing and dispensing of biological products, including permitting the dispensing of interchangeable biological products.

Specifically, the Act permits a pharmacist to dispense an interchangeable biological product in lieu of the biological product prescribed if the interchangeable biological product is lower in price to the consumer than the biological product prescribed. A pharmacist is not permitted to dispense an interchangeable biological product if the prescribing practitioner specifically indicates on the prescription order that no substitution of the biological product prescribed may be made.

The Act provides that a pharmacist who dispenses a prescription with an interchangeable biological product under the provisions of the Act assumes no greater liability than would be incurred had the pharmacist dispensed the prescription with the biological product prescribed.

The Act also establishes requirements for pharmacists who dispense biological products to make an entry into an electronic records system or to otherwise communicate to the prescribing practitioner regarding the biological product dispensed, and specifies labeling requirements for biological product containers.

Effective date: March 30, 2018

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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.wisconsin.gov>.