2019 DRAFTING REQUEST

Bill

For:

Mike Rohrkaste (608) 266-5719

Drafter:

kpaczusk

By:

Matt

Secondary Drafters:

Date:

11/20/2018

May Contact:

Same as LRB:

-1209 -1211

Submit via email:

YES

Requester's email: Carbon copy (CC) to: Rep.Rohrkaste@legis.wisconsin.gov Konrad.Paczuski@legis.wisconsin.gov

michael.duchek@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Exempting manufacturers of home dialysis drugs, supplies, and devices from pharmacy requirements

Instructions:

See attached

Drafting History:

Vers.	<u>Drafted</u>	Reviewed	Submitted	<u>Jacketed</u>	Required
/?	kpaczusk 11/29/2018	aernsttr 12/4/2018			
/P1	kpaczusk 1/3/2019	aernsttr 1/3/2019	dwalker 12/4/2018		
/1			jmurphy 1/3/2019	dwalker 1/4/2019	

FE Sent For:
Not Noble

<END>

Paczuski, Konrad

From: Pulda, Matt <Matt.Pulda@legis.wisconsin.gov>

Sent: Tuesday, November 20, 2018 11:14 AM

To: Paczuski, Konrad < Konrad. Paczuski@legis.wisconsin.gov>

Subject: Redraft of AB 1047

Hi, Konrad,

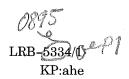
Would you please redraft AB 1047 for introduction in 2019?

Thanks!

Matt Pulda Legislative Assistant Office of Rep. Mike Rohrkaste (608) 266-5719



State of Misconsin 2017 - 2018 LEGISLATURE

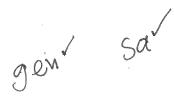


2017 ASSEMBLY BILL 1047



IN: 11/29/2018 OUT: 12/4/2018

March 22, 2018 - Introduced by Representatives ROHRKASTE and BROSTOFF, cosponsored by Senator Darling. Referred to Committee on Health.



AN ACT to create 450.03 (1) (i) of the statutes; relating to: dispensing,

distributing, or selling dialysate, drugs, or devices necessary for providing

home peritoneal kidney dialysis.

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 based on receipt of 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.

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

SECTION 1. 450.03 (1) (i) of the statutes is created to read:

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ASSEMBLY BILL 1047

0/ (i)

	450.03 (1) (i) A person who dispenses, distributes, or sells dialysate, drugs, or
	devices necessary for providing home peritoneal kidney dialysis to a patient with
,~.	end-stage renal disease if all of the following apply:

INS 2-

5

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1

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- 1. If required by federal law, the dialysate, drugs, or devices are approved or cleared by the federal food and drug administration.
- 2. The dialysate, drugs, or devices are lawfully held by the manufacturer or the manufacturer's agent.
- 3. The manufacturer or the manufacturer's agent holding the dialysate, drugs, or devices under subd. 2. is licensed under s. 450.07 or 450.071.
- 10 3. 4. The dialysate, drugs, or devices are held and delivered in their original, sealed packaging from the manufacturing facility.
- 12 5. The dialysate, drugs, or devices are delivered only upon receipt of a prescription order issued by a licensed physician and only if an order from a licensed pharmacy is transmitted to the manufacturer or the manufacturer's agent.
- 15 6. The dialysate, drugs, or devices are delivered to one of the following:
 - a. A patient with end-stage renal disease or the patient's designee, for the patient to self-administer the dialysis therapy.
- b. A health care provider or institution, for administration or delivery of the dialysis therapy to a patient with end-stage renal disease.

(END)

LEGISLATIVE REFERENCE BUREAU

1	INS 2-3
2 .	1. The person is licensed under s. 450.07 or 450.071 , or is an agent of a person
3	licensed under s. 450.07 or 450.071 .
4	2. The person lawfully holds the dialysate, drugs, or devices.
5	END INS 2-3
6	INS 2-19
7	6. If required by federal law, the dialysate, drugs, or devices are approved or
8	cleared by the federal food and drug administration.
9	END INS 2-19

Paczuski, Konrad

From: Pulda, Matt < Matt. Pulda@legis. wisconsin.gov>

Sent: Thursday, January 03, 2019 1:36 PM

To: Paczuski, Konrad < Konrad. Paczuski@legis.wisconsin.gov>

Cc: Keith, Rachel < Rachel. Keith@legis.wisconsin.gov>

Subject: LRB 0895

Hi, Konrad,

Would you please jacket LRB 0895 (dialysate)? Also, Senator Darling will be the Senate lead, so her office may be in contact with you about a companion.

Thanks!

Matt Pulda Legislative Assistant Office of Rep. Mike Rohrkaste (608) 266-5719



State of Misconsin 2019 - 2020 LEGISLATURE

LRB-0895/P1)

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

IN: 1/3/2019 OUT: 1/3/2019 Please

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.

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 based on receipt of 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.

pursuants to

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

SECTION 1

1	450.03 (1) (j) A person who dispenses, distributes, or sells dialysate, drugs, or
2	devices necessary for providing home peritoneal kidney dialysis to a patient with
3	end-stage renal disease if all of the following apply:
4	1. The person is licensed under s. 450.07 or 450.071, or is an agent of a person
5	licensed under s. 450.07 or 450.071.
6	2. The person lawfully holds the dialysate, drugs, or devices.
7	3. The dialysate, drugs, or devices are held and delivered in their original,
8	sealed packaging from the manufacturing facility.
9	4. The dialysate, drugs, or devices are delivered only upon receipt of a
10	prescription order issued by a licensed physician and only if an order from a licensed
11	pharmacy is transmitted to the manufacturer or the manufacturer's agent.
12	5. The dialysate, drugs, or devices are delivered to one of the following:
13	a. A patient with end-stage renal disease or the patient's designee, for the
14	patient to self-administer the dialysis therapy.
15	b. A health care provider or institution, for administration or delivery of the
16	dialysis therapy to a patient with end-stage renal disease.
17	6. If required by federal law, the dialysate, drugs, or devices are approved or
18	cleared by the federal food and drug administration.

(END)