

**CHAPTER 172**

AN ACT to amend 151.02 (2) (introductory paragraph) and (a), (7) and (10) and 161.08 (1); and to create 151.04 (5) of the statutes, relating to pharmacy; qualifications of a registered pharmacist, grounds for revoking registration and permits, prohibited practices.

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

SECTION 1. 151.02 (2) (introductory paragraph) and (a), (7) and (10) of the statutes are amended to read:

151.02 (2) (introductory paragraph) Every such applicant for examination and registration as pharmacist must, in addition, file with the secretary proof satisfactory to the board, of having had at least \* \* \* 48 months of pharmaceutical training consisting of:

(a) Graduation from a school or college of pharmacy or a department of pharmacy of a university, which is recognized by the board and which requires for graduation at least a 4-year course \* \* \*. Credit for actual time of attendance at the school, college or department of pharmacy of a university shall be given on the required \* \* \* 48 months of pharmaceutical training; the remainder of the \* \* \* 48 months must be practice and experience in a retail pharmacy or drug store under the direction and supervision of a registered pharmacist, which practice and experience shall be predominantly work directly related to the selling of drugs, preparing and compounding of pharmaceutical preparations and physicians prescriptions, and keeping of records and making of reports required under state and federal statutes. *The said practice and experience shall include an aggregate of 12 calendar months commencing not earlier than the close of the sophomore college year. Credit for such periods of practice and experience shall be allowed in the discretion of the board in accordance with such regulations as it may from time to time adopt. There shall be a fee of \$1 for registration of apprentices under this subsection.*

(7) The board, upon notice and hearing, may suspend or revoke the registration of one guilty of felony or gross immorality, or who is addicted to alcoholic liquors or narcotic drugs, or whose registration was secured by fraud or mistake or who has been guilty of \* \* \* a violation of this chapter or of \* \* \* violations of any of the rules or regulations of the board, or who has been guilty of \* \* \* acts of unprofessional conduct as herein defined. No such revocation shall become effective until 20 days after notice of the decision of the board has been served upon the person accused. Decisions of the board under this section shall be subject to review as provided in ch. 227 and in case the provisions thereof are invoked by the accused within such 20-day period, such order of revocation shall become effective only at such time as may be ordered by the court. Unprofessional conduct means:

(a) Sale of adulterated drugs as defined in s. 97.25.

(b) Compounding and dispensing a prescription by \* \* \* using substances not prescribed or called for, or by \* \* \* omitting substances prescribed or called for. *This does not apply to the addition of emulsifiers, wetting agents, solvents or like items intended for proper pharmaceutical technique.*

(10) Every pharmacy shall be equipped with proper pharmaceutical utensils so that compounding of prescriptions and dispensing of medicaments can be properly performed. The Wisconsin board of pharmacy, with the advice and consent of the faculty of the university of Wisconsin school of pharmacy, shall prescribe the minimum standards of such professional and technical equipment, which shall include copies of the latest revisions of the United States Pharmacopoeia and the National Formulary and any supplement to either of them. No permit shall be issued or continued for the conduct of a pharmacy unless the provisions of this subsection have been complied with. \* \* \* *Failure to maintain a pharmacy equipped with proper sanitary appliances or in a clean and orderly manner constitute grounds for denial, suspension, or revocation of a pharmacy permit.* There shall be kept in every pharmacy a suitable book or file, in which every prescription compounded or dispensed shall be preserved for a period of not less than 5 years.

SECTION 2. 151.04 (5) of the statutes is created to read:

151.04 (5) No person shall wilfully make a false statement in any prescription, order, report or record, required by this chapter, nor make or utter any false or forged prescription or written order.

SECTION 3. 161.08 (1) of the statutes is amended to read:

161.08 (1) Administering, dispensing or selling at retail of any medicinal preparation that contains in one fluid ounce, or if a solid or semisolid preparation, in one avoirdupois ounce, not more than one grain of codeine or any of its salts, *or not more than one-sixth grain of dihydrocodeinone or of any of its salts.*

Approved May 22, 1953.

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