



2005 ASSEMBLY BILL 269

March 28, 2005 - Introduced by Representatives WIECKERT, MUSSER, GRONEMUS, KRAWCZYK, VOS, VAN ROY, PETTIS, GARD, KREIBICH, GIELOW, UNDERHEIM, BERCEAU, TOWNSEND, ALBERS, HINES, BIES, OTT, SHILLING, PETROWSKI, VRAKAS, MURSAU, OWENS, GUNDERSON, PRIDEMORE and MOLEPSKE, cosponsored by Senators ROESSLER, A. LASEE and BROWN. Referred to Committee on Health.

1 **AN ACT** *to amend* 450.11 (1); and *to create* 450.11 (4) (a) 8. and 450.11 (4m) of
2 the statutes; **relating to:** prescription drug labels.

Analysis by the Legislative Reference Bureau

Current law requires prescription drug labels to specify certain information, including the name and address of the practitioner who prescribed the drug, the date on which the prescription was dispensed, the name of the patient, and directions for the use of the drug product or device.

This bill requires prescription drug labels to specify, in addition to the above information, the symptom or purpose for which the drug is being prescribed if the patient wants the symptom or purpose to appear on the label. The practitioner who prescribes the drug must ask the patient if the patient wants the symptom or purpose to appear on the label. If the patient wants that information on the label, the practitioner must add that information to the prescription order and the pharmacist must include that information on the prescription drug label.

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

3 **SECTION 1.** 450.11 (1) of the statutes is amended to read:
4 450.11 (1) DISPENSING. No person may dispense any prescribed drug or device
5 except upon the prescription order of a practitioner. All prescription orders shall

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1 specify the date of issue, the name and address of the patient, the name and address
2 of the practitioner, the name and quantity of the drug product or device prescribed,
3 directions for the use of the drug product or device, the symptom or purpose for which
4 the drug is being prescribed if required under sub. (4) (a) 8., and, if the order is
5 written by the practitioner, the signature of the practitioner. Any oral prescription
6 order shall be immediately reduced to writing by the pharmacist and filed according
7 to sub. (2).

8 **SECTION 2.** 450.11 (4) (a) 8. of the statutes is created to read:

9 450.11 (4) (a) 8. The symptom or purpose for which the drug is being prescribed
10 if the prescription order specifies the symptom or purpose under sub. (4m).

11 **SECTION 3.** 450.11 (4m) of the statutes is created to read:

12 450.11 (4m) LABEL OPTIONS. Before making a prescription order, a practitioner
13 shall ask the patient if the patient wants the symptom or purpose for the prescription
14 to be disclosed on the label. If the patient wants the symptom or purpose for the
15 prescription to be disclosed on the label, the practitioner shall specify the symptom
16 or purpose in the prescription order.

17 **SECTION 4. Initial applicability.**

18 (1) The treatment of section 450.11 (4m) of the statutes first applies to
19 prescription orders that are made on the effective day of this subsection.

20 **SECTION 5. Effective date.**

21 (1) This act takes effect on the first day of the 6th month beginning after
22 publication.

23 (END)