

1st Sub. S.B. 88
PHARMACY PRACTICE ACT AMENDMENTS

Senator **Curtis S. Bramble** proposes the following amendments:

1. *Page 1, Lines 14 through 16:*

14 ▶ exempts prescribing ~~{practitioners}~~ physicians from licensure under the Pharmacy
Practice Act
15 when a ~~{practitioner}~~ physician dispenses a cosmetic drug or an injectable weight loss drug to
16 the ~~{practitioner's}~~ physician's patient; and

2. *Page 1, Line 18:*

18 ~~{practitioner.}~~ physician

3. *Page 2, Lines 32 through 33:*

32 (i) means a prescription drug that is :
(A) for the purpose of promoting attractiveness or
33 altering the appearance of an individual; and .
(B) listed as a cosmetic drug subject to the exemption under this section by the division by
administrative rule; and

4. *Page 2, Line 41:*

41 (ii) does not include a prescription drug that is a controlled substance. .
(c) "Physician" means an individual licensed under either Chapter 67, Utah Medical Practice
Act, or Chapter 68, Utah Osteopathic Medical Practice Act.

5. *Page 2, Lines 50 through 51:*

50 (c) a ~~{practitioner}~~ physician who prescribes and dispenses a cosmetic drug or an injectable
weight
51 loss drug to the ~~{practitioner's}~~ physician's patient in accordance with Subsection (4).

6. *Page , Line 57 through Page 3, Line 58:*

57 (4) A ~~{practitioner}~~ physician is exempt from licensing under the provisions of Subsection
(2)(c) if
58 the ~~{practitioner}~~ physician :

7. Page 3, Line 61:

61 the {~~practitioner's~~} physician's office;

8. Page 3, Line 63:

63 (i) only to the {~~practitioner's~~} physician's patients; and

9. Page 3, Line 65:

65 (A) the {~~practitioner's~~} physician's name, address, and telephone number;

10. Page 3, Line 77:

77 laws that govern a pharmacy that compounds prescription drugs. =

(5)(a) The division shall adopt an administrative rule pursuant to Title 63G, Chapter 3, Utah Administrative Rulemaking Act to designate the prescription drugs that may be dispensed as cosmetic drugs under this section.

(b) The division may inspect the office of a physician who is dispensing under the provisions of this section, in order to determine whether the physician is in compliance with the provisions of this section. If a physician chooses to dispense under the provisions of this section, the physician consents to the jurisdiction of the division to inspect the physician's office and determine if the provisions of this section are being met by the physician.