

**2nd Sub. S.B. 88**  
**PHARMACY PRACTICE ACT AMENDMENTS**

Representative **Evan J. Vickers** proposes the following amendments:

1. *Page 2, Lines 42 through 44:*

42 (b) "Injectable weight loss drug":

43 (i) means :

(A) an injectable prescription drug prescribed to promote weight loss; and

(B) that is listed as an injectable weight loss drug subject to the exemption under this section by the division by administrative rule; and

44 (ii) does not include a prescription drug that is :

(A) a controlled substance ; or

(B) compounded by the prescribing practitioner .

2. *Page 3, Line 72 through Page 4, Line 90:*

72 (b) dispenses a cosmetic drug or injectable weight loss drug {:

73 ~~— (i) } only to the physician's patients; and {-~~

74 ~~— (ii) in a package labeled with:~~

75 ~~— (A) the physician's name, address, and telephone number;~~

76 ~~— (B) the date the drug is dispensed;~~

77 ~~— (C) the patient's name;~~

78 ~~— (D) the name and strength of the drug; and~~

79 ~~— (E) directions for the drug's use, and any cautionary statements;~~

80 ~~— (c) enters into the patient's medical record:~~

81 ~~— (i) the name and strength of the drug dispensed; and~~

82 ~~— (ii) the date the drug was dispensed;~~

83 ~~— (d) keeps the cosmetic drug or injectable weight loss drug in a locked cabinet or room;~~

84 ~~controls access to the cabinet or room, and maintains an ongoing inventory of the cabinet's or~~

85 ~~room's contents; and~~

86 ~~— (e) when compounding an injectable weight loss drug, complies with state and federal~~

87 ~~laws that govern a pharmacy that compounds prescription drugs:~~

~~— }~~

(c) follows labeling, record keeping, patient counseling, and storage requirements established by administrative rule adopted by the division in consultation with the board

88 (5) (a) The division shall adopt an administrative rule in consultation with the

board pursuant to Title 63G, Chapter 3,

89 Utah Administrative Rulemaking Act to :

(i) designate the prescription drugs that may be dispensed

90 as a cosmetic {~~drugs~~} drug or weight loss drug under this section : and

(ii) the requirements under Subsection (4)(c).

(b) When making a determination under Subsection (1)(a), the division and board shall consider any federal Food and Drug Administration indications or warnings associated with a drug when adopting a rule to designate a prescription drug that may be dispensed under this section .