



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2007 Wisconsin Act 202
[2007 Senate Bill 409]

Remote Dispensing by Pharmacists

Act 202 provides an exception to the general requirement that pharmacists dispense prescription drugs only at licensed pharmacies. Under the exception created by the Act, a pharmacist may dispense at a location not licensed as a pharmacy pursuant to rules promulgated by the Pharmacy Examining Board. The Act limits the locations at which the dispensing may occur to the following:

- A health care facility, as defined in s. 150.84 (2), Stats. This definition includes a variety of health care facilities, including hospitals, nursing homes, and community-based residential facilities. In addition, the Act includes specified institutions for persons committed under the statutes dealing with sexually violent persons.
- The office or clinic of a practitioner. The term “practitioner” is defined in the law as a person licensed in Wisconsin to prescribe and administer drugs or licensed in another state and recognized by Wisconsin as a person authorized to prescribe and administer drugs.
- A county jail, county rehabilitation facility, state prison, or county house of correction.
- Specified types of juvenile correctional or detention facilities or residential care centers for children and youth.

In addition, the Act provides that notwithstanding the statute that requires agencies to promulgate as a rule each statement of general policy and each statutory interpretation, a pharmacist may dispense at a location not licensed as a pharmacy pursuant to policies and procedures established by the Pharmacy Examining Board. This provision applies for the period before the effective date of the rules required under the Act, but no later than the first day of the 25th month beginning after the effective date of the Act.

Effective Date: April 15, 2008.

April 2, 2008

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This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.state.wi.us/>.