

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 10-197

BY SENATOR(S) Hodge, Boyd, Tochtrop;
also REPRESENTATIVE(S) Riesberg, Apuan, Gerou, Kerr J., Labuda,
Massey, Todd.

CONCERNING EXEMPTING THE TRANSFER OF PRESCRIPTION DRUGS
PURCHASED WITH PUBLIC FUNDS BY PUBLIC ENTITIES FROM THE
DEFINITION OF "WHOLESALE DISTRIBUTION" OF PRESCRIPTION DRUGS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 12-22-801 (2), Colorado Revised Statutes, is amended
BY THE ADDITION OF A NEW PARAGRAPH to read:

12-22-801. Definitions - exemption from licensing requirements.

(2) For the purposes of this part 8, "wholesale distribution" means distribution of prescription drugs to persons or entities other than a consumer or patient. "Wholesale distribution" does not include:

(n) THE TRANSFER OF PRESCRIPTION DRUGS WITHIN COLORADO PURCHASED WITH PUBLIC FUNDS BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, CREATED IN SECTION 25-1-102, C.R.S., OR A DISTRICT OR COUNTY PUBLIC HEALTH AGENCY, CREATED PURSUANT TO SECTION 25-1-506, C.R.S., AND PROCURED BY A PHYSICIAN LICENSED IN COLORADO

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

WHO IS EITHER THE EXECUTIVE DIRECTOR OR THE CHIEF MEDICAL OFFICER APPOINTED PURSUANT TO SECTION 25-1-105, C.R.S., OR A PUBLIC HEALTH DIRECTOR OR MEDICAL OFFICER OF A COUNTY OR DISTRICT PUBLIC HEALTH AGENCY SELECTED PURSUANT TO SECTION 25-1-508 (5) (c) (I), C.R.S. THE TRANSFERS MAY ONLY BE MADE TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO THE COLORADO MEDICAL LICENSE OF THE EXECUTIVE DIRECTOR OR CHIEF MEDICAL OFFICER, A DISTRICT OR COUNTY PUBLIC HEALTH AGENCY PURSUANT TO THE COLORADO MEDICAL LICENSE OF THE PUBLIC HEALTH DIRECTOR OR MEDICAL OFFICER, OR A PHYSICIAN LICENSED IN COLORADO.

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Terrance D. Carroll
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO