

ONE HUNDRED FIRST LEGISLATURE - SECOND SESSION - 2010
COMMITTEE STATEMENT
LB146

Hearing Date: Friday January 23, 2009
Committee On: Health and Human Services
Introducer: Howard
One Liner: Provide for simulated pharmacies

Roll Call Vote - Final Committee Action:
Indefinitely postponed

Vote Results:

Aye:	6	Senators Campbell, Gay, Gloor, Pankonin, Stuthman, Wallman
Nay:		
Absent:		
Present Not Voting:	1	Senator Howard

Proponents:

Senator Howard
Bob Hallstrom
Charles Krobot
Ron Hospodka

Representing:

Introducer
Nebraska Pharmacists Association
UNMC College of Pharmacy
Creighton University School of Pharmacy and Health Professions

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 146 provides for the establishment and licensure of simulated pharmacies for educational purposes. The bill amends the Pharmacy Practice Act (sections 38-2801 to 38-28,103) and the Health Care Facility Licensure Act (sections 71-401 to 71-459).

The bill provides that pharmacy students engaged in simulated pharmacy practice exercises for educational purposes in a simulated pharmacy are not engaged in the practice of pharmacy.

Simulated pharmacy is defined as "a facility at an accredited pharmacy program that is located within and owned and operated by a school or college of pharmacy in this state and in which students handle and compound drugs for educational or research purposes only and do not dispense or sell drugs."

The bill provides for licensure of simulated pharmacies. The bill permits a school or college of pharmacy to apply to the Department of Health and Human Services (department) for a special simulated pharmacy license. The application must include the name of a pharmacist in charge of the simulated pharmacy and other information as required by the department under section 71-433.

A simulated pharmacy license entitles the simulated pharmacy to purchase, receive, possess, or dispose of drugs for educational or research purposes. The renewal period for a simulated pharmacy license is left undetermined in the bill. The holder of a special simulated pharmacy license must comply with all applicable federal laws and regulations and is prohibited from engaging in the sale or dispensing of drugs.

Except as provided in the bill, the holder of a special license for a simulated pharmacy is exempt from requirements otherwise applicable to pharmacies under the Health Care Facility Licensure Act and the Pharmacy Practice Act.

The bill provides duties for the pharmacist in charge of a simulated pharmacy. A simulated pharmacy may be inspected

at the discretion of the department to ensure continued compliance with applicable laws, rules, and regulations.

Tim Gay, Chairperson