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SENATE FILE 2272  
BY JOHNSON

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to the dispensing of prescription drugs by  
2 physicians.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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Sf 2272 STATE GOVERNMENT

1 Section 1. Section 147.107, Code 1999, is amended by  
2 adding the following new subsection:

3 NEW SUBSECTION. 2A. a. A physician who dispenses  
4 prescription drugs shall comply with the dispensing  
5 requirements and patient care standards established by rule  
6 for pharmacists.

7 b. A physician who dispenses prescription drugs shall  
8 contract with a licensed pharmacist to provide oversight,  
9 advice, and counsel regarding the distribution, storage, and  
10 appropriate use of the prescription drugs prescribed.

11 c. A physician who dispenses prescription drugs shall  
12 provide the drugs at no more than cost, but may also charge a  
13 minimum fee, established by rule by the department, for  
14 overhead costs.

15 d. A physician who dispenses prescription drugs shall not  
16 enter into agreements with prescription drug distributors or  
17 with processors of information if the agreement provides  
18 incentives to the physician, including additional payments or  
19 drug rebates, for the sale of selected drug products.

20 e. The board of medical examiners and the board of  
21 pharmacy examiners shall jointly provide oversight and  
22 regulation of the physicians who dispense prescription drugs  
23 to ensure patient safety and care.

24 f. A physician who dispenses prescription drugs shall  
25 protect the confidentiality of patient specific information  
26 and shall not release such information, including information  
27 to be used by processors of information, without the patient's  
28 consent.

29 **EXPLANATION**

30 This bill provides certain requirements for physicians who  
31 dispense prescription drugs. The requirements include that  
32 the physician shall comply with the rules for dispensing and  
33 patient care imposed on pharmacists; shall contract with a  
34 licensed pharmacist to provide oversight, advice, and counsel  
35 regarding the distribution, storage, and use of the drugs;

1 shall sell drugs to a patient at no more than cost, with the  
2 exception that an additional fee, in an amount established by  
3 rule of the Iowa department of public health, may be charged  
4 for overhead costs; shall not enter into agreements with  
5 distributors of drugs or processors of information if the  
6 agreement includes incentives, including additional payments  
7 or rebates, for the sale of selected drugs; and shall protect  
8 the confidentiality of patient-specific information. The bill  
9 also provides that the board of medical examiners and the  
10 board of pharmacy examiners are to jointly provide oversight  
11 and regulation of physician dispensing to ensure patient  
12 safety and patient care.

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