



MEMORANDUM

DATE: January 4, 2018

TO: Interested Parties

FROM: Andrew Funk, Pharm.D.
Executive Director

SUBJECT: LSB# 5269 DP

This bill changes the composition of the Board of Pharmacy to add to its membership a Governor-appointed Certified Pharmacy Technician (CPh.T.). The Board is currently comprised of five pharmacist members and two members representing the general public. The Board of Pharmacy registers nearly 5,000 CPh.Ts. on a biennial basis and the Board believes that the regulatory voice of pharmacy needs to include a representative from the pharmacy technician profession. The role of the CPh.T. has evolved over the years; technicians play a critical role in assisting the pharmacist in the delivery of pharmaceutical goods and services to the people of Iowa.

This bill amends Iowa Code regarding drug and device distributors to align with Federal requirements pursuant to the Drug Supply Chain Security Act (DSCSA), including amending the definition of "prescription drug." Currently, all drug and device wholesale distributors, regardless of intended business practices, are required to abide by and adhere to strict licensing standards that may result in an overly burdensome and unnecessary regulatory process. The purpose of this amendment is to isolate human prescription drug wholesale distributors, as federally defined, from all other prescription drug and device distributors.

This bill creates a licensing category for third party logistic providers (3PL). These entities operate on behalf of a drug wholesale distributor or manufacturer, assisting these businesses with the distribution of prescription drugs and devices. 3PLs distribute and may warehouse prescription drugs and devices, but the 3PL never actually takes title or ownership of the product. Federal law prohibits states from licensing 3PLs as wholesale distributors. The Board has received numerous comments and requests from 3PLs and drug manufacturers since implementation of the DSCSA, calling for 3PL licensure.