

HOUSE BILL NO. 96

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE PRAX

Introduced: 3/6/23

Referred: Health and Social Services, Labor and Commerce

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to licensing and registration requirements for certain wholesale drug**
2 **distributors; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1.** AS 08.80.157(h) is amended to read:

5 (h) The board may suspend, revoke, deny, or refuse to renew the license of a
6 facility or pharmacy on the following grounds:

7 (1) the finding by the board of violations of a federal, state, or local
8 law relating to the practice of pharmacy, drug samples, wholesale or retail drug or
9 device distribution, or distribution of controlled substances;

10 (2) a felony conviction under federal, state, or local law of an owner of
11 the facility or pharmacy or of an employee of the facility or pharmacy;

12 (3) the furnishing of false or fraudulent material in an application made
13 in connection with drug or device manufacturing or distribution;

14 (4) suspension or revocation by federal, state, or local government of a

1 license currently or previously held by the applicant for the manufacture or
2 distribution of drugs or devices, including controlled substances;

3 (5) obtaining remuneration by fraud, misrepresentation, or deception;

4 (6) dealing with drugs or devices that are known or should have been
5 known to be stolen drugs or devices;

6 (7) dispensing or distributing drugs or devices directly to patients by a
7 wholesale drug distributor other than a pharmacy unless

8 **(A) the drug or device is a dialysate, drug, or device that is**

9 **(i) necessary to perform home dialysis;**

10 **(ii) approved by the United States Food and Drug**
11 **Administration, as required by federal law; and**

12 **(iii) delivered in its original, sealed, and labeled**
13 **packaging and only upon the receipt of a physician's order; and**

14 **(B) the wholesale drug distributor delivers the dialysate,**
15 **drug, or device directly to a patient with end-stage renal disease, or to the**
16 **patient's designee, for the patient's self-administration of dialysis therapy;**

17 (8) violation of this chapter or a regulation adopted under this chapter.

18 * **Sec. 2.** This Act takes effect May 7, 2023.