

HOUSE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

April 1, 2005  
Date

Committee on Appropriations.

After consideration on the merits, the Committee recommends the following:

HB05-1209 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Strike the Finance Committee Report, dated February 23, 2005.
- 2 Strike the Health and Human Services Committee Report, dated February
- 3 16, 2005, and substitute the following:
  - 4 "Amend printed bill, page 2, line 2, strike "(6), and (26) (b),";
  - 5 line 3, strike "are" and substitute "is";
  - 6 line 6, strike "(a)";
  - 7 line 10, strike "five" and substitute "~~five~~ TEN";
  - 8 strike lines 13 through 22.
  - 9 Page 3, strike lines 1 through 11;
  - 10 strike lines 12 through 18 and substitute the following:
    - 11 "SECTION 2. 12-22-121 (6), Colorado Revised Statutes, is
    - 12 amended, and the said 12-22-121 is further amended BY THE
    - 13 ADDITION OF A NEW SUBSECTION, to read:
      - 14 **12-22-121. Compounding - dispensing - sale of drugs and**
      - 15 **devices.** (6) (a) A practitioner may personally compound and dispense

1 for";

2 strike lines 25 through 27 and substitute the following:

3           "(b) THE BOARD SHALL PROMULGATE RULES AUTHORIZING A  
4 PHARMACIST TO COMPOUND DRUGS FOR OFFICE USE BY A PRACTITIONER.  
5 SUCH RULES SHALL LIMIT THE AMOUNT OF DRUGS A PHARMACIST MAY  
6 COMPOUND TO NO MORE THAN TEN PERCENT OF THE TOTAL NUMBER OF  
7 DRUG DOSAGE UNITS DISPENSED AND DISTRIBUTED ON AN ANNUAL BASIS  
8 BY SUCH OUTLET.

9           (17) THE DIRECTOR OF THE DIVISION OF REGISTRATIONS SHALL  
10 CREATE A TASK FORCE TO STUDY THE COMPOUNDING OF DRUGS BY  
11 PHARMACISTS. THE TASK FORCE SHALL INCLUDE EQUAL REPRESENTATION  
12 FROM THE BOARD OF PHARMACY, PRACTITIONERS, AND PHARMACISTS  
13 WHO COMPOUND DRUGS. BY JANUARY 1, 2007, THE TASK FORCE SHALL  
14 REPORT AND MAKE RECOMMENDATIONS TO THE JOINT LEGISLATIVE  
15 OVERSIGHT COMMITTEE WITH OVERSIGHT OF THE DEPARTMENT OF  
16 REGULATORY AGENCIES PURSUANT TO SECTION 2-7-102, C.R.S."

17 Page 4, strike lines 1 through 16 and substitute the following:

18           "**SECTION 3. No appropriation.** The general assembly has  
19 determined that this act can be implemented within existing  
20 appropriations, and therefore no separate appropriation of state moneys  
21 is necessary to carry out the purposes of this act."

22 Renumber succeeding section accordingly."

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