

## CHAPTER 151

### PHARMACY

<p>151.01 Definitions.</p> <p>151.03 Membership.</p> <p>151.15 Compounding drugs unlawful under certain conditions.</p>	<p>151.25 Registration of manufacturers; fee; prohibitions.</p> <p>151.37 Legend drugs, who may prescribe, possess.</p>
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#### 151.01 DEFINITIONS.

*[For text of subs 1 to 27, see M.S.1990]*

Subd. 28. **Veterinary legend drug.** "Veterinary legend drug" means biosynthetic bovine somatotropin (BST) until June 12, 1992, or a drug that is required by federal law to bear the following statement: "Caution: Federal law restricts this drug to use by or on the order of a licensed veterinarian."

*[For text of subs 29 and 30, see M.S.1990]*

**History:** 1991 c 213 s 1

**NOTE:** For effective date, see Laws 1991, chapter 213, section 5.

**NOTE:** Governor Carlson marked Laws 1991, chapter 213, as vetoed. The validity of the veto is disputed and the secretary of state has filed the act together with other 1991 laws.

#### 151.03 MEMBERSHIP.

Members of the board shall be appointed by the governor. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements shall be as provided in sections 214.07 to 214.09. The provision of staff, administrative services and office space; the review and processing of complaints; the setting of board fees; and other provisions relating to board operations shall be as provided in chapter 214. Any pharmacist on the board who, during incumbency, ceases to be actively engaged in the practice of pharmacy in this state shall be automatically disqualified from membership.

**History:** 1991 c 199 art 1 s 45

#### 151.15 COMPOUNDING DRUGS UNLAWFUL UNDER CERTAIN CONDITIONS.

*[For text of subs 1 and 2, see M.S.1990]*

Subd. 3. **Unlicensed persons; veterinary legend drugs.** It shall be unlawful for any person other than a licensed veterinarian or pharmacist to compound or dispense veterinary legend drugs except as provided in this chapter. Until June 12, 1992, a veterinarian or veterinarian's assistant may use biosynthetic bovine somatotropin (BST) for medical or research purposes only. Biosynthetic bovine somatotropin (BST) may not be dispensed to, used by, or administered by a person who is not a licensed veterinarian or a veterinarian's assistant under the veterinarian's supervision.

*[For text of subd 4, see M.S.1990]*

**History:** 1991 c 213 s 2

**NOTE:** For effective date, see Laws 1991, chapter 213, section 5.

**NOTE:** Governor Carlson marked Laws 1991, chapter 213, as vetoed. The validity of the veto is disputed and the secretary of state has filed the act together with other 1991 laws.

#### 151.25 REGISTRATION OF MANUFACTURERS; FEE; PROHIBITIONS.

The board shall require and provide for the annual registration of every person engaged in manufacturing drugs, medicines, chemicals, or poisons for medicinal pur-

poses, now or hereafter doing business with accounts in this state. Upon a payment of a fee as set by the board, the board shall issue a registration certificate in such form as it may prescribe to such manufacturer. Such registration certificate shall be displayed in a conspicuous place in such manufacturer's or wholesaler's place of business for which it is issued and expire on the date set by the board. It shall be unlawful for any person to manufacture drugs, medicines, chemicals, or poisons for medicinal purposes unless such a certificate has been issued to the person by the board. It shall be unlawful for any person engaged in the manufacture of drugs, medicines, chemicals, or poisons for medicinal purposes, or the person's agent, to sell legend drugs or biosynthetic bovine somatotropin (BST) until June 12, 1992, to other than a pharmacy, except as provided in this chapter.

**History:** 1991 c 213 s 3

**NOTE:** For effective date, see Laws 1991, chapter 213, section 5.

**NOTE:** Governor Carlson marked Laws 1991, chapter 213, as vetoed. The validity of the veto is disputed and the secretary of state has filed the act together with other 1991 laws.

### 151.37 LEGEND DRUGS, WHO MAY PRESCRIBE, POSSESS.

*[For text of subds 1 to 9, see M.S.1990]*

**Subd. 10. Purchase of drugs for communicable diseases.** The commissioner of health, in carrying out the duties of section 144.05, may purchase and distribute antituberculosis drugs, biologics, and vaccines to treat and prevent communicable disease.

**History:** 1991 c 30 s 11