

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Agriculture, Water & Natural Resources.

HB26-1198 be amended as follows:

1 Amend printed bill, page 2, strike lines 2 through 9 and substitute:

2 **"SECTION 1.** In Colorado Revised Statutes, 12-315-105, **amend**
3 **(3); and add (2)(b)(IV) as follows:**

4 **12-315-105. License requirements and exceptions - practice of**
5 **veterinary medicine - prescriptions - definitions - rules.**

6 (2)(b)(IV) A VETERINARIAN WHO ADMINISTERS, DISTRIBUTES,
7 DISPENSES, OR PRESCRIBES A PRESCRIPTION DRUG IN ACCORDANCE WITH
8 THIS SUBSECTION (2)(b) IS NOT CONDUCTING THE PRACTICE OF PHARMACY,
9 AS DEFINED IN SECTION 12-280-103 (39), IS NOT ACTING AS A
10 PHARMACIST, AS DEFINED IN SECTION 12-280-103 (35), AND IS NOT
11 SUBJECT TO DISCIPLINE BY THE STATE BOARD OF PHARMACY CREATED IN
12 SECTION 12-280-104 SOLELY FOR ADMINISTERING, DISTRIBUTING,
13 DISPENSING, OR PRESCRIBING A PRESCRIPTION DRUG IN ACCORDANCE WITH
14 THIS SUBSECTION (2)(b).

15 (3) If a veterinarian complies with the requirements of section
16 ~~12-280-121~~ **12-315-128**, the veterinarian may maintain an office stock of
17 compounded drugs. As used in this subsection (3), "office stock" has the
18 same meaning as set forth in section 12-280-121 (5)(b)."

19 Page 4, strike lines 1 through 7 and substitute:

20 **"SECTION 3.** In Colorado Revised Statutes, **add with amended**
21 **and relocated provisions** 12-315-128 as follows:

22 **12-315-128. Compounding drugs for veterinary use -**
23 **dispensing of drugs by veterinarian - animal shelters - rules -**
24 **definitions.**

25 (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
26 REQUIRES:

27 (a) "OFFICE STOCK" HAS THE MEANING SET FORTH IN SECTION
28 12-280-121 (5)(b).

29 (b) "PRESCRIPTION DRUG OUTLET" HAS THE MEANING SET FORTH
30 IN SECTION 12-280-121 (5)(c).

31 (2) **[Formerly 12-280-121 (2)]** (a) A veterinarian may dispense
32 a compounded drug maintained as part of the veterinarian's office stock
33 ~~pursuant to subsection (1) of this section only~~ if:

34 (I) The compounded drug is necessary for the treatment of ~~an~~
35 ~~animal~~ A patient's emergency condition; and

36 (II) As determined by the veterinarian, the veterinarian cannot
37 access, in a timely manner, the compounded drug through a registered

1 prescription drug outlet.

2 (b) A veterinarian shall not dispense a compounded drug pursuant
3 to this section in an amount greater than the amount required to treat ~~an~~
4 ~~animal~~ A patient's emergency condition for five days.

5 (3) [Formerly 12-280-121 (3)] A licensed veterinarian shall not
6 administer or dispense a compounded drug maintained for office stock
7 pursuant to this section ~~or for office use pursuant to section 12-280-120~~
8 ~~(6)(b)~~ without a valid veterinarian-client-patient relationship in place at
9 the time of administering the compounded drug to ~~an animal~~ A patient or
10 dispensing the compounded drug to a client.

11 (4) [Formerly 12-280-120 (17)] (a) An animal shelter or animal
12 control agency that is registered with the ~~board~~ STATE BOARD OF
13 PHARMACY pursuant to section 12-280-119 (12) is authorized to:

14 (I) Purchase, possess, and administer sodium pentobarbital, or
15 sodium pentobarbital in combination with other prescription drugs that
16 are medically recognized for euthanasia, to euthanize injured, sick,
17 homeless, or unwanted pets and animals;

18 (II) Purchase, possess, and administer drugs commonly used for
19 the chemical capture of animals for control purposes or to sedate or
20 immobilize ~~pet~~ animals immediately prior to euthanasia; and

21 (III) Purchase and possess vaccines and administer vaccines in
22 accordance with applicable laws.

23 (b) An animal shelter or animal control agency registered pursuant
24 to section 12-280-119 (12) shall not permit a person to administer
25 scheduled controlled substances, sodium pentobarbital, or sodium
26 pentobarbital in combination with other noncontrolled prescription drugs
27 that are medically recognized for euthanasia unless the person has
28 demonstrated adequate knowledge of the potential hazards and proper
29 techniques to be used in administering the drug or combination of drugs.

30 (5) THE BOARD MAY ADOPT ANY RULES NECESSARY TO IMPLEMENT
31 AND ADMINISTER THIS SECTION.

32 **SECTION 4. Repeal of relocated provisions in this act.** In
33 Colorado Revised Statutes, **repeal** 12-280-120 (17) and 12-280-121 (2)
34 and (3).".

35 Renumber succeeding sections accordingly.

36 Page 9, after line 2 insert:

37 **"SECTION 8.** In Colorado Revised Statutes, 12-280-119, **amend**
38 (12)(b) and (12)(c) as follows:
39 **12-280-119. Registration of facilities - rules.**
40 (12) (b) The board may issue a limited license to an animal shelter
41 or animal control agency to perform the activities described in section
42 ~~12-280-120(17)~~ **12-315-128 (4).**

1 (c) The board shall adopt rules as necessary to ensure strict
2 compliance with this subsection (12) and section ~~12-280-120 (17)~~
3 **12-315-128 (4)** and, in conjunction with the state board of veterinary
4 medicine, shall develop criteria for training individuals in the
5 administration of the drug or combination of drugs.

6 **SECTION 9.** In Colorado Revised Statutes, 12-280-127, **amend**
7 (1)(b) as follows:

8 **12-280-127. Disciplinary actions.**

9 (1) (b) The board may suspend or revoke a registration issued
10 pursuant to section 12-280-119 (12) upon determination that the person
11 administering a drug or combination of drugs to an animal has not
12 demonstrated adequate knowledge required by sections 12-280-119 (12)
13 and ~~12-280-120 (17)~~ **12-315-128 (4)**."

14 Renumber succeeding section accordingly.

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