

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 22, 2017
Date

Committee on Finance.

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

HB17-1224 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend the Business Affairs and Labor Committee Report, dated March
2 14, 2017, page 1, after line 2 insert:

3 "Page 2, line 10, after "(m)" insert "(I)".

4 Page 1 of the report, line 5, strike "25." and substitute "25, OR IS A
5 COUNTERFEIT DRUG.

6 (II) AS USED IN THIS SUBSECTION (1)(m), "COUNTERFEIT DRUG"
7 MEANS A DRUG, OR THE CONTAINER OR LABELING OF A DRUG, THAT,
8 WITHOUT AUTHORIZATION, BEARS THE TRADEMARK, TRADE NAME, OR
9 OTHER IDENTIFYING MARK, IMPRINT, OR DEVICE OR ANY LIKENESS
10 THEREOF OF A DRUG MANUFACTURER, PROCESSOR, PACKER, OR
11 DISTRIBUTOR OTHER THAN THE PERSON WHO IN FACT MANUFACTURED,
12 PROCESSED, PACKED, OR DISTRIBUTED THE DRUG AND THAT FALSELY
13 PURPORTS OR IS REPRESENTED TO BE THE PRODUCT OF, OR TO HAVE BEEN
14 PACKED OR DISTRIBUTED BY, THE DRUG MANUFACTURER, PROCESSOR,
15 PACKER, OR DISTRIBUTOR WHOSE TRADEMARK, TRADE NAME, OR OTHER
16 IDENTIFYING MARK, IMPRINT, OR DEVICE OR LIKENESS THEREOF APPEARS
17 ON THE DRUG OR ITS CONTAINER OR LABELING."."

18 Page 1 of the report, strike lines 7 through 17.

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