

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0756.01 Christy Chase x2008

HOUSE BILL 14-1290

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HOUSE SPONSORSHIP

Becker, Coram, Court, Sonnenberg, Vigil

SENATE SPONSORSHIP

Roberts,

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House Committees

Public Health Care & Human Services

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING AN ADDITION TO THE DEFINITION OF "OTHER OUTLET"  
102 TO ENABLE THE OPERATION OF A REMOTELY LOCATED  
103 TELEPHARMACY OUTLET.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill adds to the definition of "other outlet" under the statutes governing the practice of pharmacy a telepharmacy outlet located more than 20 miles from the nearest pharmacy. A prescribing practitioner cannot own a telepharmacy, and the state board of pharmacy is authorized

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

to impose additional telepharmacy ownership restrictions by rule.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 12-42.5-102, **add**  
3 (25) (c) as follows:

4           **12-42.5-102. Definitions.** As used in this article, unless the  
5 context otherwise requires or the term is otherwise defined in another part  
6 of this article:

7           (25) "Other outlet" means:

8           (c) (I) A TELEPHARMACY OUTLET, AS DEFINED IN BOARD RULES,  
9 THAT, AT THE TIME OF REGISTRATION, IS LOCATED MORE THAN TWENTY  
10 MILES FROM THE NEAREST PRESCRIPTION DRUG OUTLET AND FROM ANY  
11 OTHER TELEPHARMACY OUTLET REGISTERED UNDER THIS ARTICLE.

12           (II) A PRACTITIONER SHALL NEITHER OWN, INDIVIDUALLY OR  
13 JOINTLY, NOR HAVE AN OWNERSHIP INTEREST IN A TELEPHARMACY  
14 OUTLET. THE BOARD, BY RULE, MAY IMPOSE ADDITIONAL RESTRICTIONS  
15 ON WHO MAY OWN A TELEPHARMACY OUTLET BASED ON:

16           (A) THE STATUS OF THE PROFESSIONAL LICENSE OF AN  
17 INDIVIDUAL;

18           (B) OWNERSHIP OF A RETAIL PRESCRIPTION DRUG OUTLET IN  
19 COLORADO; OR

20           (C) ANY OTHER CRITERIA DEEMED APPROPRIATE BY THE BOARD.

21           **SECTION 2. Act subject to petition - effective date.** This act  
22 takes effect at 12:01 a.m. on the day following the expiration of the  
23 ninety-day period after final adjournment of the general assembly (August  
24 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a  
25 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act  
2 within such period, then the act, item, section, or part will not take effect  
3 unless approved by the people at the general election to be held in  
4 November 2014 and, in such case, will take effect on the date of the  
5 official declaration of the vote thereon by the governor.