

Sixty-second
Legislative Assembly
of North Dakota

SENATE BILL NO. 2088

Introduced by

Agriculture Committee

(At the request of the State Board of Veterinary Medical Examiners)

A BILL for an Act to create and enact a new section to chapter 43-29 of the North Dakota Century Code, relating to dispensing of veterinary prescription drugs; and to amend and reenact subdivision o of subsection 1 of section 43-29-14 of the North Dakota Century Code, relating to dispensing of veterinary prescription drugs.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subdivision o of subsection 1 of section 43-29-14 of the North Dakota Century Code is amended and reenacted as follows:

- o. The use, prescription, or ~~sale~~dispensing of any veterinary prescription drug, or the prescription or an extra-label use of any over-the-counter drug, in the absence of a valid veterinarian-client-patient relationship, except as provided by the board by rule~~section 2 of this Act~~.

SECTION 2. A new section to chapter 43-29 of the North Dakota Century Code is created and enacted as follows:

Veterinary prescription drugs.

1. Except as provided under subsection 2, a veterinary prescription drug must be dispensed, used, or prescribed within the context of a veterinarian-client-patient relationship.
2. Other than a controlled substance, a licensed veterinarian may dispense a veterinary prescription drug without establishing a veterinarian-client-patient relationship if:
 - a. The drug is prescribed by a licensed veterinarian or by a veterinarian licensed in another jurisdiction who has established a veterinarian-client-patient relationship;
 - b. The prescribing veterinarian has an inadequate supply of the drug, failure to dispense the drug would interrupt a therapeutic regimen, or failure to dispense the drug would cause an animal to suffer; and

- 1 | c. The dispensing veterinarian verifies the prescription with the prescribing
- 2 | veterinarian.