

Sixty-second
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2088

Introduced by

Agriculture Committee

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

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

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

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

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

14 **Veterinary prescription drugs.**

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

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