

**Sixty-second Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 4, 2011**

SENATE BILL NO. 2088  
(Agriculture Committee)  
(At the request of the State Board of Veterinary Medical Examiners)

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

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President of the Senate

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Speaker of the House

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Secretary of the Senate

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Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2088.

Senate Vote:    Yeas 46            Nays 0            Absent 1

House Vote:    Yeas 93            Nays 0            Absent 1

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Secretary of the Senate

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2011.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2011.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2011,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

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Secretary of State