

LEGISLATURE OF NEBRASKA  
ONE HUNDRED NINTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 10**

FINAL READING

Introduced by Hughes, 24; Hallstrom, 1.

Read first time January 09, 2025

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to prescription drugs; to amend section
- 2 71-7455, Reissue Revised Statutes of Nebraska; to change a records
- 3 requirement for wholesale drug distributors; to provide for
- 4 dispensing of prescription drugs through the prescription drug
- 5 donation program in a state of emergency; to repeal the original
- 6 section; and to declare an emergency.
- 7 Be it enacted by the people of the State of Nebraska,

1       **Section 1.** Section 71-7455, Reissue Revised Statutes of Nebraska, is  
2 amended to read:

3       71-7455 (1) A wholesale drug distributor engaged in the wholesale  
4 distribution of prescription drugs in this state shall establish and  
5 maintain accurate records of all transactions regarding the receipt and  
6 distribution or other disposition of prescription drugs as provided in  
7 this section.

8       (2) The department shall adopt and promulgate rules and regulations  
9 to require that all prescription drugs that leave the normal distribution  
10 chain be accompanied by a paper or electronic pedigree as provided in  
11 section 71-7456. Such rules and regulations shall be adopted and  
12 promulgated no later than July 1, 2007.

13       (3) A wholesale drug distributor engaged in the wholesale  
14 distribution of prescription drugs as part of the Prescription Drug  
15 Donation Program Act shall not be required to maintain a paper or  
16 electronic pedigree pursuant to section 71-7456.

17       (4) ~~(3)~~ The department shall develop standards and requirements for  
18 electronic pedigrees in order to effectively authenticate, track, and  
19 trace prescription drugs. Prior to the development of such standards and  
20 requirements, the department shall consult with the federal Food and Drug  
21 Administration, manufacturers, wholesale drug distributors, pharmacies,  
22 and other interested parties regarding the feasibility and the ways,  
23 means, and practicality of requiring that all prescription drugs that  
24 leave the normal distribution chain be accompanied by an electronic  
25 pedigree. The standards and requirements may prescribe the information  
26 required to be included as part of the electronic pedigree. Such  
27 standards and requirements shall be developed no later than July 1, 2008.  
28 All prescription drugs that leave the normal distribution chain shall not  
29 be required to be accompanied solely by an electronic pedigree prior to  
30 such date.

31       (5) ~~(4)~~ A retail pharmacy or chain pharmacy warehouse shall comply

1 with the requirements of this section only if the pharmacy or chain  
2 pharmacy warehouse engages in the wholesale distribution of prescription  
3 drugs in this state.

4 (6) (5) A wholesale drug distributor, other than the original  
5 manufacturer of the finished form of the prescription drug, shall verify  
6 all transactions listed on the pedigree before attempting to further  
7 distribute such drug.

8 (7)(a) The department may receive prescription drugs and supplies  
9 directly under the Prescription Drug Donation Program Act and dispense  
10 such prescription drugs and supplies through licensed personnel during,  
11 or in preparation for, a state of emergency declared by the Governor.

12 (b) The department may receive and distribute prescription drugs and  
13 supplies to any individual who is impacted as a result of a state of  
14 emergency declared by the Governor.

15 **Sec. 2.** Original section 71-7455, Reissue Revised Statutes of  
16 Nebraska, is repealed.

17 **Sec. 3.** Since an emergency exists, this act takes effect when  
18 passed and approved according to law.