

1.1 ..... moves to amend H.F. No. 3727, the delete everything amendment  
1.2 (H3727DE1), as follows:

1.3 Page 38, after line 21, insert:

1.4 "Sec. .... **THERAPEUTIC INTERCHANGE.**

1.5 Subdivision 1. **Applicability during a peacetime emergency.** This section applies  
1.6 during a peacetime emergency declared by the governor under Minnesota Statutes, section  
1.7 12.31, subdivision 2, for an outbreak of COVID-19.

1.8 Subd. 2. **Therapeutic interchange.** Notwithstanding Minnesota Statutes, section 151.21,  
1.9 subdivision 7a, paragraph (a), a pharmacist may dispense a therapeutically equivalent and  
1.10 interchangeable prescribed drug or biological product, without having a protocol in place,  
1.11 provided:

1.12 (1) the drug prescribed is in short supply and the pharmacist is unable to obtain it from  
1.13 the manufacturer, drug wholesalers, or other pharmacies;

1.14 (2) the pharmacist is unable to contact the prescriber within a reasonable period of time  
1.15 to get authorization to dispense a drug that is available;

1.16 (3) the pharmacist determines a therapeutically equivalent drug to the one prescribed is  
1.17 available and is in the same American Hospital Formulary Service pharmacologic-therapeutic  
1.18 classification;

1.19 (4) the pharmacist informs the patient as required in Minnesota Statutes, section 151.21,  
1.20 subdivision 7a, paragraph (b), and provides counseling to the patient, as required by the  
1.21 Board of Pharmacy rules, about the substituted drug;

1.22 (5) the pharmacist informs the prescriber as soon as possible that the therapeutic  
1.23 interchange has been made; and

2.1 (6) the therapeutic interchange pursuant to this section is allowed only until the expiration  
2.2 date under subdivision 3.

2.3 Subd. 3. **Expiration.** This section expires 60 days after the peacetime emergency specified  
2.4 in subdivision 1 is terminated by proper authority."

2.5 Renumber the sections in sequence and correct the internal references

2.6 Amend the title accordingly