

Miss. Code Ann. § 73-21-126
MISSISSIPPI CODE of 1972
Current through 2021 Regular Session
TITLE 73. PROFESSIONS AND VOCATIONS
CHAPTER 21. PHARMACISTS
MISSISSIPPI PHARMACY PRACTICE ACT
Miss. Code Ann. § 73-21-126

§ 73-21-126. Community pharmacies and pharmacists and volunteers working therein immune from civil liability for actions arising out of provision of charitable or gratuitous pharmaceutical products [Repealed effective July 1, 2025].

(1) The State Board of Pharmacy shall promulgate rules regarding the issuance and renewal of licenses and permits for new or renewal application requirements for both in- and out-of-state wholesale distributors, chain pharmacy warehouses and repackagers shipping into Mississippi. Requirements for new and/or renewal applications, if information has not been previously provided to the board, will include, but not be limited to, the following:

- (a)** Type of ownership (individual, partnership or corporation);
- (b)** Names of principal owners or officers and social security numbers;
- (c)** Names of designated representatives and social security numbers;
- (d)** Criminal background checks of applicants and designated representatives as required by rule;
- (e)** Copy of license in home state;
- (f)** Bond requirements.

(2) To ensure that all applicants are of good moral character, the board shall conduct a criminal history records check on all applicants for a license. In order to determine the applicant's suitability for licensing, the applicant shall be fingerprinted. The board shall submit the fingerprints to the Department of Public Safety for a check of the state criminal records and forward to the Federal Bureau of Investigation for a check of the national criminal records. The Department of Public Safety shall disseminate the results of the state check and the national check to the board for a suitability determination. The board shall be authorized to collect from the applicant the amount of the fee that the Department of Public Safety charges the board for the fingerprinting, whether manual or electronic, and the state and national criminal history records checks.

(3) The board shall promulgate rules for the establishment of a pedigree or electronic file to be used by wholesale distributors, chain pharmacy warehouses and repackagers for the purpose of ensuring the integrity of drugs owned, purchased, distributed, returned, transferred and sold when the products leave the normal distribution channel.

(4) The board is authorized to use an outside agency to accredit wholesale distributors and repackagers, including the National Association of Boards of Pharmacy's (NABP) Verified Accredited Wholesale Distributors (VAWD) program.

(5) Pharmacies shall not be responsible for verification or adjudication of the pedigree for pharmaceuticals.

(6) The board may exempt wholesalers accredited by the VAWD program from the above requirements.

History: Laws, 2006, ch. 533, § 30; Laws, 2016, ch. 448, § 32, eff from and after July 1, 2016; Laws, 2019, ch. 373, § 1, eff from and after July 1, 2019; reenacted without change, Laws, 2020, ch. 419, § 31, eff from and after July 1, 2020.