

By: Representative Bentz

To: Public Health and Human
Services

HOUSE BILL NO. 1391

1 AN ACT TO PROVIDE THAT RESIDENTS OF MISSISSIPPI MUST HAVE HAD
2 A PHYSICAL EXAMINATION BY A PHYSICIAN LICENSED IN MISSISSIPPI
3 BEFORE THEY MAY PURCHASE A PRESCRIPTION DRUG ON THE INTERNET; TO
4 REQUIRE ANY PERSON OR ENTITY THAT SELLS PRESCRIPTION DRUGS TO
5 RESIDENTS OF MISSISSIPPI ON THE INTERNET TO REQUEST AND RECEIVE
6 DOCUMENTATION THAT A RESIDENT HAS HAD THE REQUIRED PHYSICAL
7 EXAMINATION BEFORE SELLING ANY PRESCRIPTION DRUG TO THAT RESIDENT;
8 TO REQUIRE THE STATE BOARD OF PHARMACY TO ADOPT RULES AND
9 REGULATIONS TO PROVIDE FOR THE MONITORING AND ENFORCEMENT OF THE
10 PROVISIONS OF THIS ACT; AND FOR RELATED PURPOSES.

11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

12 **SECTION 1.** (1) Before any person who is a resident of
13 Mississippi may purchase a prescription drug on the Internet, the
14 person first must have had a physical examination by a physician
15 licensed in Mississippi. Any person or entity that sells
16 prescription drugs to residents of Mississippi on the Internet
17 must request and receive documentation that a resident has had the
18 physical examination required by this section before the person or
19 entity may sell any prescription drug to that resident. The
20 documentation may be provided in electronic form.

21 (2) The State Board of Pharmacy shall adopt rules and
22 regulations to provide for the monitoring and enforcement of the
23 provisions of this section.

24 **SECTION 2.** This act shall take effect and be in force from
25 and after July 1, 2006.