

Stricken language would be deleted from and underlined language would be added to present law.
Act 961 of the Regular Session

State of Arkansas
95th General Assembly
Regular Session, 2025

As Engrossed: S4/9/25

A Bill

HOUSE BILL 1801

By: Representative K. Moore

By: Senator B. Davis

For An Act To Be Entitled

AN ACT TO AUTHORIZE AN OUTSOURCING FACILITY OF LEGEND
DRUGS AND CONTROLLED SUBSTANCES THAT COMPOUNDS A
PRODUCT TO SELL THE COMPOUNDED PRODUCT TO CERTAIN
ENTITIES; AND FOR OTHER PURPOSES.

Subtitle

TO AUTHORIZE AN OUTSOURCING FACILITY OF
LEGEND DRUGS AND CONTROLLED SUBSTANCES
THAT COMPOUNDS A PRODUCT TO SELL THE
COMPOUNDED PRODUCT TO CERTAIN ENTITIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 17, Chapter 92, Subchapter 1, is amended to add an additional section to read as follows:

17-92-121. Outsourcing facility of legend drugs and controlled substances.

(a) As used in this section, "outsourcing facility of legend drugs and controlled substances" means an entity that is registered as a 503B outsourcing facility with the United States Food and Drug Administration and has a permit with the Arkansas State Board of Pharmacy.

(b)(1) An outsourcing facility of legend drugs and controlled substances that compounds a product may sell a compounded product to:

(A) An Arkansas-licensed retail pharmacy for dispensing to a patient;

(B) An Arkansas-licensed healthcare facility for administration to a patient; or



(C) An Arkansas-licensed healthcare provider, such as a physician or nurse practitioner, for administration to a patient in a medical clinic.

(2) With the exception of the entities listed in subdivision (b)(1) of this section, an outsourcing facility of legend drugs and controlled substances shall not sell a compounded drug to a wholesale distributor, pharmaceutical repackager, pharmaceutical relabeler, marketing firm, or any other entity.

(c) An outsourcing facility of legend drugs and controlled substances shall comply with the Current Good Manufacturing Practices regulations in 21 C.F.R. Part 210, 21 C.F.R. Part 211, and 21 C.F.R. Part 212, as existing on January 1, 2025.

(d) The board shall adopt rules pertaining to an Arkansas-licensed retail pharmacy dispensing a compound obtained from an outsourcing facility of legend drugs and controlled substances to a patient, including without limitation requiring:

(1) Patient education on the compound;

(2) The name of the outsourcing facility of legend drugs and controlled substances preparing the compound; and

(3) Any other item related to the dispensing of a compound by an outsourcing facility of legend drugs and controlled substances deemed necessary by the board.

/s/K. Moore

APPROVED: 4/21/25