

House Bill 246

By: Representatives Graves of the 137th, Stephens of the 164th, Carter of the 159th, Burmeister of the 119th, Parham of the 141st, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 26-4-80 of the Official Code of Georgia Annotated, relating to
2 dispensing prescription drugs, electronically transmitting drug orders, refills, and Schedule
3 II controlled substance prescriptions, so as to change certain provisions relating to the
4 electronic transmission of prescription drug orders; to provide for related matters; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 26-4-80 of the Official Code of Georgia Annotated, relating to dispensing
9 prescription drugs, electronically transmitting drug orders, refills, and Schedule II controlled
10 substance prescriptions, is amended by striking paragraph (5) of subsection (c) and inserting
11 in its place the following:

12 "(5) An electronically encrypted, issued, or produced prescription drug order transmitted
13 from a practitioner to a pharmacist shall be considered a highly confidential transaction
14 and the said transmission, issuance, or production shall not be compromised by
15 unauthorized interventions, control, change, altering, manipulation, or accessing patient
16 record information by any other person or party in any manner whatsoever between the
17 time after the practitioner has electronically transmitted, issued, or produced a
18 prescription drug order and such order has been received by the pharmacy of the patient's
19 choice. For purposes of this paragraph, unauthorized interventions, control, change,
20 altering, manipulation, or accessing patient record information shall not include electronic
21 formatting or reconfiguring of data or information for purposes of integrating into and
22 between computer systems of practitioners and pharmacists;"

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.