

House Bill 285

By: Representatives Stephens of the 164th, Parrish of the 156th, and Carter of the 159th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 16-13-41 of the Official Code of Georgia Annotated, relating to
2 prescriptions for controlled substances, so as to require positive proof of identity prior to
3 dispensing a prescription; to provide for related matters; to repeal conflicting laws; and for
4 other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 16-13-41 of the Official Code of Georgia Annotated, relating to prescriptions
8 for controlled substances, is amended by revising subsection (g) as follows:

9 "(g) No person shall fill or dispense a prescription for a controlled substance except a
10 person who is licensed by this state as a pharmacist or a pharmacy intern acting under the
11 immediate and direct personal supervision of a licensed pharmacist in a pharmacy licensed
12 by the State Board of Pharmacy, provided that this subsection shall not prohibit a registered
13 physician, dentist, veterinarian, or podiatrist authorized by this state to dispense controlled
14 substances as provided in this article if such registered person complies with all
15 record-keeping, labeling, packaging, and storage requirements regarding such controlled
16 substances and imposed upon pharmacists and pharmacies in this chapter and in Chapter
17 4 of Title 26 and complies with the requirements of Code Section 26-4-130. No such
18 pharmacist or pharmacy intern shall fill or dispense a prescription for a controlled
19 substance without first obtaining positive proof of identity of the person to whom the
20 prescription is being dispensed or delivered. Positive proof of identity may include, but
21 shall not limited to, an official government identification card or state-issued driver's
22 license, as determined by the State Board of Pharmacy."

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.