

House Bill 791

By: Representative Stephens of the 164th

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 license required for practice of pharmacy, dispensing prescription drugs, prescription drug
3 orders, electronically transmitting drug orders, refills, and Schedule II controlled substance
4 prescriptions, so as to authorize a pharmacist to dispense up to a 90 day supply of a
5 maintenance medication under certain conditions; to provide for exceptions; to provide for
6 related matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 26-4-80 of the Official Code of Georgia Annotated, relating to license required
10 for practice of pharmacy, dispensing prescription drugs, prescription drug orders,
11 electronically transmitting drug orders, refills, and Schedule II controlled substance
12 prescriptions, is amended by adding a new subsection to read as follows:

13 "(q)(1) Unless the prescriber has specified on the prescription that dispensing a
14 maintenance medication in an initial amount followed by periodic refills is medically
15 necessary, a pharmacist may exercise his or her professional judgment, in consultation
16 with the patient, to dispense up to a 90 day supply of medication up to the total number
17 of dosage units as authorized by the prescriber on the original prescription, including any
18 refills.

19 (2) Paragraph (1) of this subsection shall not apply to Schedule II, III, IV, or V controlled
20 substances."

21 **SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.