

The House Committee on Health and Human Services offers the following substitute to HB 791:

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 26-4-80 of the Official Code of Georgia Annotated, relating to license required for practice of pharmacy, dispensing prescription drugs, prescription drug orders, electronically transmitting drug orders, refills, and Schedule II controlled substance prescriptions, so as to authorize a pharmacist to dispense up to a 90 day supply of a maintenance medication under certain conditions; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

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

"(q)(1) A pharmacist may, in the exercise of his or her professional judgment and in consultation with the patient, dispense up to a 90 day supply of maintenance medication for treatment of chronic illnesses up to the total number of dosage units as authorized by the prescriber on the prescription, including any refills, unless:

(A) The prescriber has specified on the prescription that concurrently dispensing initial amounts and refills of such maintenance medication is not allowed; or

(B) It is the initial filling of a prescription for a new maintenance medication or dosage for the patient.

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

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.