The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Christine Arbo Peck.

DIGEST

SB 368 Original | 2018 Regular Session | Boudreaux

Present law provides specifications for physicians, surgeons, optometrists, medical psychologists, and dentists, upon writing a prescription. Proposed law adds advanced practice registered nurses and physician assistants among the providers who have current prescriptive authority and requires all prescriptions to be issued electronically on and after January 1, 2019. Proposed law authorizes the Louisiana Board of Pharmacy to promulgate rules governing electronic prescribing.

Proposed law provides ten exceptions to when a prescription must be electronic. Proposed law provides for a hardship waiver as one of the ten exceptions. The hardship waiver cannot be granted for more than one year. Proposed law authorizes the health profession licensing boards who regulate prescribers to promulgate rules governing the hardship waiver.

Proposed law provides that a pharmacist is not required to verify that a prescriber has properly satisfied one of the ten enumerated exceptions to mandatory electronic prescribing if he receives a written, oral, or faxed prescription.

Present law provides that all pharmacists, upon filling any prescription, shall first write or print the name of the patient on the label which shall be securely attached to the bottle, box, or package containing the medicine or drugs prescribed. Proposed law retains present law.

Present law provides for penalties in the amount of not less than $5 nor more than $25, or imprisonment for not less than ten days nor more than thirty days, or both. Proposed law repeals present law and imposes penalties in the amount of $250 for each violation, not to exceed $5,000 in one calendar year. Proposed law authorizes the health profession licensing boards who regulate prescribers to promulgate rules governing the imposition of penalties.
Effective August 1, 2018.

(Amends R.S. 37:1701; repeals R.S. 37:1702 and 1703)