

SENATE BILL NO. 134

BY SENATOR MILLS

1 AN ACT

2 To amend and reenact R.S. 40:978(A), relative to prescriptions for controlled dangerous
3 substances; to provide for patient options regarding quantity dispensed; to provide
4 technical corrections; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 40:978(A) is hereby amended and reenacted to read as follows:

7 §978. Prescriptions

8 A. Except when dispensed or administered directly by a medical practitioner
9 or administered by a person authorized to administer by such practitioner, other than
10 a pharmacist, to an ultimate user, no controlled dangerous substance included in
11 Schedule II, which is a prescription drug as determined under the Louisiana Revised
12 Statutes of 1950, may be dispensed or administered without either the written
13 prescription of a practitioner, or an electronic prescription order as provided by
14 federal law or regulation, except that in emergency situations, as prescribed by the
15 ~~department~~ **board** by regulation, such drug may be dispensed or administered upon
16 oral prescription reduced promptly to writing and filed by the pharmacist.
17 Prescriptions shall be retained in conformity with the requirements of R.S. 40:976.
18 No prescription for a Schedule II substance may be refilled nor may such
19 prescription be filled more than ninety days after the date of the prescription. **The**
20 **pharmacist filling a prescription for a Schedule II substance may, upon request**

