
By: **Delegate Dypski**
Introduced and read first time: February 11, 2000
Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Pharmacies - Record Logs**

3 FOR the purpose of authorizing a pharmacy to maintain record logs of prescriptions
4 requested to be filled or refilled by a patient; requiring a pharmacy to keep a
5 patient's Social Security number confidential; prohibiting a pharmacy from
6 listing a patient's Social Security number on certain record logs; and generally
7 relating to record logs of pharmacies.

8 BY repealing and reenacting, with amendments,
9 Article - Health Occupations
10 Section 12-403(b)(16) and (17)
11 Annotated Code of Maryland
12 (1994 Replacement Volume and 1999 Supplement)

13 BY adding to
14 Article - Health Occupations
15 Section 12-403(b)(18)
16 Annotated Code of Maryland
17 (1994 Replacement Volume and 1999 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Health Occupations**

21 12-403.

22 (b) Except as otherwise provided in this section, a pharmacy for which a
23 pharmacy permit has been issued under this title:

24 (16) Shall provide such personnel, automation, and technology as are
25 necessary to allow the licensed pharmacist employee to comply with the labeling
26 requirements specified in § 12-505; [and]

1 (17) With regard to a prescription drug that is delivered in this State by
2 the United States mail, a common carrier, or a delivery service and is not personally
3 hand delivered directly to a patient or to the agent of the patient at the residence of
4 the patient or at another location designated by the patient, shall:

5 (i) Provide a general written notice in each shipment of a
6 prescription drug that alerts a consumer that, under certain circumstances, a
7 medication's effectiveness may be affected by exposure to extremes of heat, cold, or
8 humidity; and

9 (ii) Provide a specific written notice in each shipment of a
10 prescription drug that provides a consumer with a toll-free or local consumer access
11 telephone number accessible during regular hours of operation, which is designed to
12 respond to consumer questions pertaining to medications; AND

13 (18) (I) THE PHARMACY MAY MAINTAIN A RECORD LOG OF ANY
14 PRESCRIPTION THAT IS REQUESTED TO BE FILLED OR REFILLED BY A PATIENT.

15 (II) IF THE PRESCRIPTION RECORD OF A PATIENT INCLUDES THE
16 PATIENT'S SOCIAL SECURITY NUMBER, THE PHARMACY SHALL KEEP THE SOCIAL
17 SECURITY NUMBER CONFIDENTIAL.

18 (III) THE PHARMACY MAY NOT LIST A PATIENT'S SOCIAL SECURITY
19 NUMBER ON THE RECORD LOG IF THE LOG IS AVAILABLE TO OTHER PHARMACY
20 CUSTOMERS.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 2000.