
By: **Senator Colburn**

Introduced and read first time: February 3, 2006

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 15, 2006

CHAPTER _____

1 AN ACT concerning

2 **Maryland Medical Assistance Program - Prescriptions**

3 FOR the purpose of authorizing a prescription, except a prescription for a prescription
 4 drug containing a certain substance, for an enrollee of the Maryland Medical
 5 Assistance Program to be written or oral; prohibiting a pharmacist, when
 6 dispensing a drug to a Program enrollee, from dispensing a drug on an oral
 7 prescription unless the pharmacist promptly writes out and files the
 8 prescription; and generally relating to a prescription for a Maryland Medical
 9 Assistance Program enrollee.

10 BY repealing and reenacting, without amendments,
 11 Article - Health - General
 12 Section 15-101(h) and 21-220(b)(1)
 13 Annotated Code of Maryland
 14 (2005 Replacement Volume and 2005 Supplement)

15 BY adding to
 16 Article - Health - General
 17 Section 15-118(e)
 18 Annotated Code of Maryland
 19 (2005 Replacement Volume and 2005 Supplement)

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

1

Article - Health - General

2 15-101.

3 (h) "Program" means the Maryland Medical Assistance Program.

4 15-118.

5 (E) ~~THE~~ EXCEPT FOR A PRESCRIPTION FOR A PRESCRIPTION DRUG THAT
6 CONTAINS A SUBSTANCE LISTED IN SCHEDULE II OR THAT IS DETERMINED BY THE
7 SECRETARY TO PRESENT AN EMERGING THREAT IN THE STATE BECAUSE OF
8 INCREASING ABUSE OR DIVERSION, THE PROVISIONS OF § 21-220(B)(1) OF THIS
9 ARTICLE SHALL APPLY TO THE PROGRAM.

10 21-220.

11 (b) (1) A prescription may be written or oral. However, a pharmacist may
12 not dispense a drug on an oral prescription unless the pharmacist promptly writes out
13 and files the prescription.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2006.