

AMENDMENTS TO LB567

Introduced by Health and Human Services.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 38-2871, Revised Statutes Cumulative Supplement,
4 2014, is amended to read:

5 38-2871 (1) Original prescription information for any controlled
6 substances listed in Schedule III, IV, or V of section 28-405 and other
7 prescription drugs or devices not listed in section 28-405 may be
8 transferred between pharmacies for the purpose of refill dispensing on a
9 one-time basis, except that pharmacies electronically ~~sharing~~ ~~accessing~~ a
10 real-time, online data base may transfer up to the maximum refills
11 permitted by law and as authorized by the prescribing practitioner on the
12 prescription. Transfers are subject to the following:

13 (a 1) The transfer is communicated directly between two pharmacists
14 or pharmacist interns except when the pharmacies can use a real-time,
15 online data base;

16 (b 2) The transferring pharmacist or pharmacist intern indicates
17 void on the record of the prescription;

18 (c 3) The transferring pharmacist or pharmacist intern indicates on
19 the record of the prescription the name, the address, and, if a
20 controlled substance, the Drug Enforcement Administration number of the
21 pharmacy to which the information was transferred, the name of the
22 pharmacist or pharmacist intern receiving the information, the date of
23 transfer, and the name of the transferring pharmacist or pharmacist
24 intern;

25 (d 4) The receiving pharmacist or pharmacist intern indicates on the
26 record of the transferred prescription that the prescription is
27 transferred;

1 (e 5) The transferred prescription includes the following
2 information:

3 (i a) The date of issuance of the original prescription;

4 (ii b) The original number of refills authorized;

5 (iii e) The date of original dispensing;

6 (iv d) The number of valid refills remaining;

7 (v e) The date and location of last refill; and

8 (vi f) The name, the address, and, if a controlled substance, the
9 Drug Enforcement Administration number of the pharmacy from which the
10 transfer was made, the name of the pharmacist or pharmacist intern
11 transferring the information, the original prescription number, and the
12 date of transfer; and

13 (f 6) Both the original and transferred prescriptions must be
14 maintained by the transferring and receiving pharmacy for a period of
15 five years from the date of transfer.

16 (2) Nothing in this section shall prevent a pharmacist from
17 forwarding an original prescription for a noncontrolled substance to
18 another pharmacy at the request of the patient or the patient's
19 caregiver. An original prescription for a controlled substance shall not
20 be forwarded to another pharmacy unless permitted under 21 C.F.R.
21 1306.25.

22 Sec. 2. Original section 38-2871, Revised Statutes Cumulative
23 Supplement, 2014, is repealed.