

2018 -- S 2541

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LC004882  
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2018

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A N A C T

RELATING TO BUSINESSES AND PROFESSIONS - PHARMACIES--PARTIAL FILLS

Introduced By: Senators Miller, Goodwin, Conley, and Paolino

Date Introduced: March 01, 2018

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 5-19.1 of the General Laws entitled "Pharmacies" is hereby  
2 amended by adding thereto the following section:

3 **5-19.1-33. Partial fill of Schedule II controlled substance.**

4 (a) A pharmacist may dispense a Schedule II controlled substance, as listed in § 21-28-  
5 2.08, as a partial fill if requested by the patient or the prescriber.

6 (b) If a pharmacist dispenses a partial fill on a prescription pursuant to this section, the  
7 pharmacy shall retain the original prescription, with a notation of how much of the prescription  
8 has been filled, until the prescription has been fully dispensed. The total quantity dispensed shall  
9 not exceed the total quantity prescribed.

10 (c) Subsequent fills, until the original prescription is completely dispensed, shall occur at  
11 the pharmacy where the original prescription was partially filled. The full prescription shall be  
12 dispensed not more than thirty (30) days after the date on which the prescription was written.  
13 Thirty-one (31) days after the date on which the prescription was written, the prescription shall  
14 expire and no more of the drug shall be dispensed without a subsequent prescription.

15 (d) The pharmacist shall record in the prescription-drug-monitoring-program maintained  
16 by the department of health pursuant to § 21-28-3.18 only the actual amounts of the drug  
17 dispensed.

18 (e) The pharmacist shall record the date and amount of each partial fill in a readily  
19 retrievable form and on the original prescription, and shall include the initials of the pharmacist

1 who dispensed each partial fill.

2 (f) This section is not intended to conflict with or supersede any other requirement  
3 established for the prescription of a Schedule II controlled substance.

4 (g) For purposes of this section, the following definitions apply:

5 (1) "Original prescription" means the prescription presented by the patient to the  
6 pharmacy or submitted electronically to the pharmacy.

7 (2) "Partial fill" means a part of a prescription filled that is of a quantity less than the  
8 entire prescription.

9 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS - PHARMACIES--PARTIAL FILLS

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1           This act would allow a pharmacist to dispense a partial fill of a Schedule II controlled  
2 substance at the request of the patient or the prescriber.

3           This act would take effect upon passage.

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