

HOUSE No. 1139

The Commonwealth of Massachusetts

PRESENTED BY:

Gerard Cassidy

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the dispensing of prescription drugs.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Gerard Cassidy</i>	<i>9th Plymouth</i>	<i>1/19/2017</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	

HOUSE No. 1139

By Mr. Cassidy of Brockton, a petition (accompanied by bill, House, No. 1139) of Gerard Cassidy and Michelle M. DuBois relative to the dispensing of prescription drugs by pharmacists. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the dispensing of prescription drugs.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 94C, Section 23 of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by inserting at the end of subsection (d) the following two
3 new language:-

4 A pharmacist may dispense a 90-day supply for a prescribed drug product in
5 Schedule VI when (i) the practitioner prescribed an initial 30-day prescription for
6 the drug product and authorized 2 or more refills; (ii) the practitioner did not
7 indicate on the original prescription that dispensing the prescription for 30 days
8 with periodic refills is medically necessary; and (iii) the total quantity of dosage
9 units dispensed, including refills, does not exceed the total quantity of dosage units
10 indicated by the practitioner on the prescription.

11 SECTION 2. Chapter 94C, Section 23 of the General Laws is hereby amended by
12 inserting at the end thereof the following new subsection (d) the following two new language:-

13 (i) A pharmacist may dispense less than a 30-day supply for a prescription
14 with additional authorized refills if the pharmacist determines the fill or refill to be
15 in the best interest of the patient and the patient requests or agrees to less than a 30
16 day's supply for the purpose of synchronizing the filling of the patient's
17 medications on the same date.

18 SECTION 3. The Department of Public Health shall promulgate rules and
19 regulations in consultation with the Board of Registration in Pharmacy in order to
20 implement these sections.