

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1275

By: Kern

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5
6 AS INTRODUCED

7 An Act relating to professions and occupations;
8 amending 59 O.S. 2011, Section 353.13A, which relates
9 to prescriptions; directing certain information to be
10 placed on a prescription label in certain
11 circumstance; requiring certain persons to provide
12 specified information; providing exceptions;
13 prohibiting certain act from being admissible
14 evidence of malpractice in litigation; and providing
15 an effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 59 O.S. 2011, Section 353.13A, is
18 amended to read as follows:

19 Section 353.13A A. Prescriptions received by other than
20 written communication shall be promptly recorded in writing by the
21 pharmacist. The record made by the pharmacist shall constitute the
22 original prescription to be filled by the pharmacist.

23 B. Pharmacists may dispense prescriptions for dangerous drugs
24 and controlled dangerous substances specified in Section 581 of this
25 title for ocular abnormalities prescribed by optometrists licensed
26 by the ~~Oklahoma~~ Board of Examiners in Optometry. All prescriptions

1 issued by licensed optometrists shall include the license number of
2 the optometrist as assigned by the ~~Oklahoma~~ Board of Examiners in
3 Optometry.

4 C. 1. A filled prescription label shall include the name and
5 address of the pharmacy of origin, date of filling, name of patient,
6 name of prescriber, directions for administration, and prescription
7 number. ~~The~~ If provided by the practitioner or the practitioner's
8 representative, the symptom or purpose for which the drug is being
9 prescribed ~~may~~ shall also appear on the label, ~~if provided by the.~~
10 The practitioner and or the practitioner's representative shall
11 provide to the pharmacy of origin the symptom or purpose for which
12 the drug is prescribed unless the patient or the patient's
13 authorized representative so requests otherwise. If the symptom or
14 purpose for which a drug is being prescribed is not provided by the
15 practitioner or the practitioner's representative, pursuant to the
16 request of the patient or authorized representative of the patient,
17 the pharmacist may fill the prescription order without contacting
18 the practitioner, patient, or the patient's authorized
19 representative.

20 2. The label shall also include the trade or generic name, and
21 the quantity and strength of the drug therein contained, except when
22 otherwise directed by the prescriber. ~~This requirement~~

23 3. The requirements of this subsection shall not apply to
24 prescriptions or medicines and drugs supplied or delivered directly

1 to patients for consumption on the premises while admitted to any
2 hospital or mental institution.

3 4. Failure to provide the symptom or purpose for which the drug
4 is prescribed on the label shall not be admissible evidence of
5 malpractice in litigation.

6 D. No prescription shall be written in any characters, figures
7 or ciphers other than in the English or Latin language, generally in
8 use among medical and pharmaceutical practitioners.

9 SECTION 2. This act shall become effective November 1, 2013.

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