

SECOND REGULAR SESSION

HOUSE BILL NO. 2512

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE STEPHENS (128).

5283H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 195.070, RSMo, and to enact in lieu thereof one new section relating to the administering of medications.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 195.070, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 195.070, to read as follows:

195.070. 1. A physician, podiatrist, dentist, a registered optometrist certified to administer pharmaceutical agents as provided in section 336.220, or an assistant physician in accordance with section 334.037 or a physician assistant in accordance with section 334.747 in good faith and in the course of his or her professional practice only, may prescribe, administer, and dispense controlled substances or he or she may cause the same to be administered or dispensed by an individual as authorized by statute.

2. An advanced practice registered nurse, as defined in section 335.016, but not a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016, who holds a certificate of controlled substance prescriptive authority from the board of nursing under section 335.019 and who is delegated the authority to prescribe controlled substances under a collaborative practice arrangement under section 334.104 may prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, and may have restricted authority in Schedule II. Prescriptions for Schedule II medications prescribed by an advanced practice registered nurse who has a certificate of controlled substance prescriptive authority are restricted to only those medications containing hydrocodone. However, no such certified advanced practice registered nurse shall prescribe controlled substance for his or her own self

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 or family. Schedule III narcotic controlled substance and Schedule II - hydrocodone
18 prescriptions shall be limited to a one hundred twenty-hour supply without refill.

19 3. A veterinarian, in good faith and in the course of the veterinarian's professional
20 practice only, and not for use by a human being, may prescribe, administer, and dispense
21 controlled substances and the veterinarian may cause them to be administered by an assistant or
22 orderly under his or her direction and supervision.

23 4. A practitioner shall not accept any portion of a controlled substance unused by a
24 patient~~[, for any reason,]~~ if such practitioner did not originally dispense the drug, except:

25 **(1) When the controlled substance is delivered to the practitioner to be**
26 **administered to the patient for whom the drug is prescribed. Practitioners shall maintain**
27 **records and secure the controlled substance as required under chapter 195 and regulations**
28 **promulgated pursuant to such chapter; or**

29 **(2)** As provided in section 195.265.

30 5. An individual practitioner shall not prescribe or dispense a controlled substance for
31 such practitioner's personal use except in a medical emergency.

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