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H.B. 193
134th General Assembly

Bill Analysis

Version: As Introduced

Primary Sponsors: Reps. Cutrona and Pavliga

Elizabeth Molnar, Attorney

SUMMARY

- Limits pharmacist dispensing of schedule II controlled substances to those prescribed electronically, rather than in writing or electronically as under current law.

DETAILED ANALYSIS

Pharmacist dispensing of schedule II controlled substances

The bill revises the law governing pharmacist dispensing of schedule II controlled substances.¹ At present, a pharmacist may dispense controlled substances to any person upon a prescription for that person issued by a prescriber while acting in the course of his or her professional practice.² Current law also provides for several conditions related to the dispensing of controlled substances, including that a schedule II controlled substance be dispensed only upon a written or electronic prescription, except in emergency situations.³

The bill limits pharmacist dispensing of schedule II controlled substances to those prescribed electronically. However, it maintains a current law provision allowing – in emergency situations – for their dispensing upon oral prescriptions when the conditions established in federal law are satisfied.⁴ These include limiting the pharmacist to dispensing an amount adequate to treat the patient for the duration of the emergency period only and

¹ R.C. 3719.05.

² R.C. 3719.05(A). *See also* R.C. 3719.06, not in the bill.

³ R.C. 3719.05(A)(3).

⁴ *See* 21 Code of Federal Regulations (C.F.R.) 1306.11, available at https://www.deadiversion.usdoj.gov/21cfr/cfr/1306/1306_11.htm.

requiring the prescriber to deliver a prescription to the pharmacist within seven days after authorizing the emergency prescription.

HISTORY

Action	Date
Introduced	03-09-21
