
A BILL FOR AN ACT

RELATING TO HEALTH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 461-1, Hawaii Revised Statutes, is
2 amended by adding a new definition to be appropriately inserted
3 and to read as follows:

4 "Telepharmacy" means remote dispensing of medications as
5 directed by a licensed pharmacist via a computer or telephone
6 link to a secure machine where the accuracy of the prescription
7 is verified by a doctor, nurse, pharmacist assistant, or
8 pharmacy technician."

9 SECTION 2. Section 461-9, Hawaii Revised Statutes, is
10 amended to read as follows:

11 "**§461-9 Pharmacist in charge; pharmacy personnel.** (a) A
12 registered pharmacist shall be in personal and immediate charge
13 of the pharmacy and personnel employed in the pharmacy.
14 Temporary absences of the registered pharmacist shall be
15 unlawful except for periods of time and under circumstances as
16 authorized under the rules of the board. During any absence of
17 the registered pharmacist, prescriptions may not be filled,
18 compounded, or received by telephone and no drugs shall be sold;



1 provided that this shall not preclude the sale at those times of
2 things that might be sold were the pharmacy a store not subject
3 to this chapter. No person other than a registered pharmacist
4 or a pharmacy intern under the registered pharmacist's immediate
5 supervision shall fill or compound prescriptions except as
6 provided by subsection (c).

7 (b) No person shall practice as a pharmacy intern without
8 having first obtained a permit from the board. The board shall
9 adopt rules pursuant to chapter 91 defining the functions of a
10 pharmacy intern, establishing the requirements to be met by an
11 applicant for a pharmacy intern permit, and specifying the
12 duration of the permit and the procedures for the immediate
13 supervision of the pharmacy intern by a registered pharmacist.

14 (c) A pharmacy technician may be employed to assist the
15 registered pharmacist under rules adopted by the board pursuant
16 to chapter 91 that define the qualifications and functions of
17 the pharmacy technician and provide the procedures for control
18 and supervision by a registered pharmacist.

19 (d) Pharmacies that dispense medications pursuant to
20 section 340B of the United States Public Health Service Act may
21 engage in telepharmacy dispensing of medication subject to rules
22 created by the board."



Report Title:

Telepharmacy; health care; rural areas

Description:

Authorizes pharmacies that dispense medications pursuant to section 340B of the United States Public Health Service Act to engage in telepharmacy dispensing of medication subject to rules created by the Board of Pharmacy.

