

JAN 18 2013

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# A BILL FOR AN ACT

RELATING TO PRESCRIPTION MEDICATION.

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

1           SECTION 1. Seriously ill health, such as conditions  
2 requiring an organ transplant, may at times compel a Hawaii  
3 resident to wait for or receive medical care on the mainland. A  
4 patient requiring out of state treatment may not have family or  
5 friends here who are able or willing to mail their medications  
6 to them in the state where he is receiving the necessary medical  
7 care. Hawaii pharmacies, while authorized to mail prescriptions  
8 to a patient in-state, are currently not authorized to mail  
9 those same needed prescriptions to a patient who is temporarily  
10 residing elsewhere for reasons of medical treatment.

11           SECTION 2. Chapter 461, Hawaii Revised Statutes, is  
12 amended by adding a new section to be appropriately designated  
13 and to read as follows:

14           "§461-23 Patient temporarily out of state. A pharmacy  
15 qualified under this chapter shall be authorized to mail drugs  
16 or patent medicines prescribed by a Hawaii physician to patients  
17 who are temporarily residing out of the state while receiving or  
18 pending medical treatment in another state. The pharmacy shall

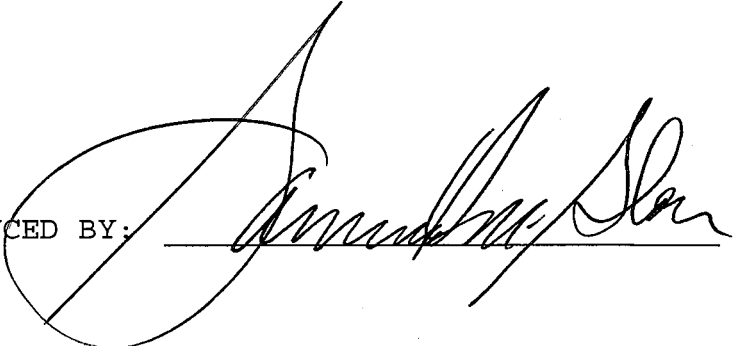


1 mail such prescription drugs or patent medicine to the patient  
2 at the out of state address of a patient upon request of the  
3 patient. The request form shall be signed by the physician  
4 ordering the medication, with a statement that the patient is  
5 required to be out of state during or pending medical treatment  
6 in another state, and the approximate dates of that temporary  
7 out of state residence. On the request form, the patient shall  
8 provide the pharmacy with a valid address to which the  
9 prescribed medication is to be mailed. The authority and duty  
10 of the pharmacy to mail such medications to the patient residing  
11 temporarily out of state shall be for the duration of the out of  
12 state residence as stated by the prescribing physician on the  
13 request form."

14 SECTION 3. New statutory material is underscored.

15 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY: 



# S.B. NO. 801

**Report Title:**

Mailing Prescriptions to Patient Temporarily Out of State

**Description:**

Authorizes and requires pharmacy to mail prescribed medication to patients who are temporarily out of state due to treatment in another state.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

