
A BILL FOR AN ACT

RELATING TO OUT-OF-STATE PRESCRIPTIONS.

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

1 SECTION 1. The legislature finds that administrative rules
2 adopted by the board of pharmacy permit the transfer of
3 prescription information between pharmacies for the purpose of
4 initial prescription fill or refill dispensing. Furthermore, an
5 out-of-state practitioner may issue a written, oral, or
6 electronic prescription within the confines of the
7 practitioner's license and pursuant to Hawaii laws and rules.
8 Accordingly, it is permissible for a pharmacy in the State to
9 complete an initial prescription fill and any refills.

10 The legislature recognizes that it is common for an out-of-
11 state patient to require an acute medication, such as
12 antibiotics, while visiting the State. When an out-of-state
13 patient requires medication, the patient's out-of-state
14 practitioner issues the prescription to an out-of-state
15 pharmacy. Because Hawaii law does not explicitly permit out-of-
16 state pharmacies to transfer prescription information to in-
17 state pharmacies for dispensing an initial prescription fill,



1 local pharmacists must contact out-of-state practitioners for a
2 verbal order. This results in workflow redundancy and
3 ultimately treatment delays for out-of-state patients.

4 Accordingly, the purpose of this Act is to authorize out-
5 of-state pharmacies to transfer prescription information to an
6 in-state pharmacy for the initial fill of an out-of-state
7 prescription.

8 SECTION 2. Section 328-17.6, Hawaii Revised Statutes, is
9 amended as follows:

10 1. By amending subsection (b) to read:

11 "(b) An out-of-state pharmacy may transfer prescription
12 information for filling or refilling purposes and an out-of-
13 state medical oxygen distributor may transfer prescription
14 information for the purpose of refilling a medical oxygen
15 order."

16 2. By amending subsection (d) to read:

17 "(d) Before filling or refilling a transferred out-of-
18 state prescription, or before refilling medical oxygen, a
19 pharmacist or medical oxygen distributor shall:

20 (1) Except as otherwise authorized for expedited partner
21 therapy in section 453-52 or for an opioid antagonist



1 in section 461-11.8, advise the person whose name
2 appears on the prescription that the prescription on
3 file at the originating out-of-state pharmacy or
4 medical oxygen distributor may be canceled; and

5 (2) Record all information required to be on a
6 prescription, including:

7 (A) The date of issuance of the original
8 prescription;

9 (B) The number of refills authorized on the original
10 prescription;

11 (C) The date the original prescription was dispensed;

12 (D) The number of valid refills remaining and the
13 date of the last refill;

14 (E) The out-of-state pharmacy's or out-of-state
15 medical oxygen distributor's name, telephone
16 number, and address, and the original
17 prescription number or control number from which
18 the prescription information was transferred; and

19 (F) The name of the transferor pharmacist or the
20 medical oxygen distributor's agent."

21 SECTION 3. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on July 1, 3000.



Report Title:

Pharmacists; Out-of-State Prescriptions; Initial Fill

Description:

Authorizes out-of-state pharmacists to transfer prescription information for the initial fill of an out-of-state prescription. Effective 7/1/3000. (HD1)

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