

PURPOSE: Remove the prohibition against electronic prescriptions for C-II controlled substances. Housekeeping measure. I thought it had been removed already but it is still here. Needed to stay consistent with federal regulations.

Chapter 475 — Controlled Substances; Illegal Drug Cleanup; Paraphernalia; Precursors

2011 EDITION

475.185 When prescriptions required. *[(1) Except when dispensed directly by a practitioner to an ultimate user, a controlled substance in Schedule II may not be dispensed without the written prescription of a practitioner.]*

[(2)] **1** In emergency situations, as defined by rule of the State Board of Pharmacy, Schedule II drugs may be dispensed upon oral or electronically transmitted prescription of a practitioner, reduced promptly to writing and filed by the pharmacy. Prescriptions shall be retained in conformity with the requirements of ORS 475.165. A prescription for a Schedule II substance may not be refilled.

[(3)] **2** Except when dispensed directly by a practitioner to an ultimate user, a controlled substance included in Schedule **II, III, or IV** may not be dispensed without a written, oral or electronically transmitted prescription of a practitioner. **The prescription for a controlled substance in Schedule II may not be refilled. Additional quantities of a controlled substance in Schedule II may only be authorized by a practitioner through issuance of a new prescription.** The prescription **for a controlled substance in Schedule III or IV** may not be filled or refilled more than six months after the date on which it was issued and a prescription authorized to be refilled may not be refilled more than five times. Additional quantities of the controlled substances listed in Schedule III or IV may only be authorized by a practitioner through issuance of a new prescription.

[(4)] **3** Except when dispensed directly by a practitioner to an ultimate user, a controlled substance included in Schedule V that is a prescription drug may not be dispensed without a written, oral or electronically transmitted prescription of a practitioner. The prescription may not be filled or refilled more than six months after the date on which it was issued and a prescription authorized to be refilled may not be refilled more than five times. Additional quantities of the controlled substances listed in Schedule V may only be authorized by a practitioner through issuance of a new prescription.

[(5)] **4** A controlled substance may not be delivered or dispensed other than for a medical purpose.

[(6)] **5** Except in good faith and in the course of professional practice only, a practitioner or a pharmacist may not dispense controlled substances.

[(7)] **6** Any oral or electronically transmitted prescription authorized by statute or rule must be stored by electronic means or reduced promptly to writing and filed by the pharmacy.

[(8)] **7** Issuance, preparation, labeling, dispensing, recordkeeping and filing of prescriptions or medication orders must be in conformance with the requirements of the federal law and rules of the board. [1977 c.745 §14; 1979 c.777 §54; 1981 c.666 §7; 2001 c.623 §4; 2011 c.524 §3]