

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR

# SENATE BILL NO. 973

98TH GENERAL ASSEMBLY

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Reported from the Committee on Veterans' Affairs and Health, February 25, 2016, with recommendation that the Senate Committee Substitute do pass.

5740S.04C

ADRIANE D. CROUSE, Secretary.

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## AN ACT

To amend chapter 338, RSMo, by adding thereto one new section relating to dispensing maintenance medication.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 338, RSMo, is amended by adding thereto one new  
2 section, to be known as section 338.202, to read as follows:

**338.202. 1. Notwithstanding any other provision of law, unless  
2 the prescriber has specified on the prescription that dispensing a  
3 prescription for a maintenance medication in an initial amount  
4 followed by periodic refills is medically necessary, a pharmacist may  
5 exercise his or her professional judgment to dispense varying  
6 quantities of maintenance medication per fill up to the total number of  
7 dosage units as authorized by the prescriber on the original  
8 prescription, including any refills. Dispensing of the maintenance  
9 medication based on refills authorized by the physician on the  
10 prescription shall be limited to no more than a ninety-day supply of the  
11 medication, and the maintenance medication shall have been previously  
12 prescribed to the patient for at least a three-month period.**

**13 2. For the purposes of this section "maintenance medication" is  
14 a medication prescribed for chronic, long-term conditions and is taken  
15 on a regular, recurring basis, except that it shall not include controlled  
16 substances as defined in section 195.010.**

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