

WILLIAM DONALD SCHAEFER, Governor

(A) (1) IN THIS SECTION THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(2) "IN THE PUBLIC INTEREST" MEANS THE DISPENSING OF DRUGS BY A LICENSED DENTIST, PHYSICIAN, OR PODIATRIST TO A PATIENT WHEN A PHARMACY IS NOT CONVENIENTLY AVAILABLE TO THE PATIENT.

(3) "PERSONALLY PREPARING AND DISPENSING" MEANS THAT THE LICENSED DENTIST, PHYSICIAN, OR PODIATRIST:

(I) IS PHYSICALLY PRESENT ON THE PREMISES WHERE THE PRESCRIPTION IS FILLED; AND

~~{II}--WITNESSES---THE---PREPARATION----OF----THE PRESCRIPTION;--AND~~

~~{III}~~ (II) PERFORMS A FINAL CHECK OF THE PRESCRIPTION BEFORE IT IS PROVIDED TO THE PATIENT.

[(a)] (B) This title does not limit the right of an individual to practice a health occupation that the individual is authorized to practice under this article.

[(b)] (C) This title does not prohibit:

(1) A licensed veterinarian from personally preparing and dispensing the veterinarian's prescriptions;

(2) A licensed dentist, physician, or podiatrist from personally preparing and dispensing the dentist's, physician's, or podiatrist's prescriptions when:

(i) The dentist, physician, or podiatrist:

1. Has applied to the board of licensure in this State which licensed the dentist, physician, or podiatrist;

2. Has demonstrated to the satisfaction of that board that the dispensing of prescription drugs by the dentist, physician, or podiatrist is in the public interest; and

3. Has received [the written approval of] A WRITTEN PERMIT FROM that board to dispense prescription drugs, EXCEPT THAT A WRITTEN PERMIT IS NOT REQUIRED IN ORDER TO DISPENSE STARTER DOSAGES OR SAMPLES WITHOUT CHARGE;

(ii) The person for whom the drugs are prescribed is a patient of the prescribing dentist, physician, or podiatrist;