

VETOES

(iii) The dentist, physician, or podiatrist does not have a substantial financial interest in a pharmacy; and

(iv) The dentist, physician, or podiatrist:

1. Complies with the labeling requirements of § 12-510 of this title; [and]

2. Records the dispensing of the prescription drug on the patient's chart [or as otherwise permitted or required by the board that licensed the dentist, physician, or podiatrist];

3. ALLOWS THE DIVISION OF DRUG CONTROL TO ENTER AND INSPECT THE DENTIST'S, PHYSICIAN'S, OR PODIATRIST'S OFFICE AT ALL REASONABLE HOURS;

4. EXCEPT FOR STARTER DOSAGES OR SAMPLES WITHOUT CHARGE, PROVIDES THE PATIENT WITH A WRITTEN PRESCRIPTION, MAINTAINS PRESCRIPTION FILES IN ACCORDANCE WITH § 12-505 OF THIS TITLE, AND MAINTAINS A SEPARATE FILE FOR SCHEDULE II PRESCRIPTIONS;

5. DOES NOT DIRECT PATIENTS TO A SINGLE PHARMACY IN ACCORDANCE WITH § 12-403(A)(7) OF THIS TITLE; AND

6. DOES NOT RECEIVE REMUNERATION FOR REFERRING PATIENTS TO A PHARMACY; or

(3) A hospital-based clinic from dispensing prescriptions to its patients.

[(c)] (D) This title does not prohibit:

(1) A licensed veterinarian from personally dispensing a drug sample to a patient of the veterinarian; or

(2) A licensed dentist, licensed physician, or licensed podiatrist from personally dispensing a drug sample to a patient of the licensed dentist, licensed physician, or licensed podiatrist if:

(i) The sample complies with the labeling requirements of § 12-510 of this title;

(ii) No charge is made for the sample; and

(iii) The authorized prescriber enters an appropriate record in the patient's chart.