

SECOND REGULAR SESSION

SENATE BILL NO. 928

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN.

Read 1st time January 27, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

5102S.011

AN ACT

To repeal section 195.070, RSMo, and to enact in lieu thereof one new section relating to the administering of medications.

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

Section A. Section 195.070, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 195.070, to read as follows:

195.070. 1. A physician, podiatrist, dentist, a registered optometrist
2 certified to administer pharmaceutical agents as provided in section 336.220, or
3 an assistant physician in accordance with section 334.037 or a physician assistant
4 in accordance with section 334.747 in good faith and in the course of his or her
5 professional practice only, may prescribe, administer, and dispense controlled
6 substances or he or she may cause the same to be administered or dispensed by
7 an individual as authorized by statute.

8 2. An advanced practice registered nurse, as defined in section 335.016,
9 but not a certified registered nurse anesthetist as defined in subdivision (8) of
10 section 335.016, who holds a certificate of controlled substance prescriptive
11 authority from the board of nursing under section 335.019 and who is delegated
12 the authority to prescribe controlled substances under a collaborative practice
13 arrangement under section 334.104 may prescribe any controlled substances
14 listed in Schedules III, IV, and V of section 195.017, and may have restricted
15 authority in Schedule II. Prescriptions for Schedule II medications prescribed by
16 an advanced practice registered nurse who has a certificate of controlled
17 substance prescriptive authority are restricted to only those medications
18 containing hydrocodone. However, no such certified advanced practice registered
19 nurse shall prescribe controlled substance for his or her own self or
20 family. Schedule III narcotic controlled substance and Schedule II - hydrocodone

21 prescriptions shall be limited to a one hundred twenty-hour supply without refill.

22 3. A veterinarian, in good faith and in the course of the veterinarian's
23 professional practice only, and not for use by a human being, may prescribe,
24 administer, and dispense controlled substances and the veterinarian may cause
25 them to be administered by an assistant or orderly under his or her direction and
26 supervision.

27 4. A practitioner shall not accept any portion of a controlled substance
28 unused by a patient, for any reason, if such practitioner did not originally
29 dispense the drug, except:

30 **(1) When the controlled substance is delivered to the practitioner**
31 **to administer to the patient for whom the medication is prescribed as**
32 **authorized by federal law. Practitioners shall maintain records and**
33 **secure the medication as required by this chapter and regulations**
34 **promulgated pursuant to this chapter; or**

35 **(2) As provided in section 195.265.**

36 5. An individual practitioner shall not prescribe or dispense a controlled
37 substance for such practitioner's personal use except in a medical emergency.

Bill ✓

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