

## COMMITTEE OF CONFERENCE SUBSTITUTE TO SB 134

## A BILL TO BE ENTITLED

## AN ACT

1 To amend Code Section 16-13-21 of the Official Code of Georgia Annotated, relating to  
 2 definitions relative to controlled substances, so as to revise the definition of "dispenser"; to  
 3 revise the definition of "prescriber"; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

## SECTION 1.

5 Code Section 16-13-21 of the Official Code of Georgia Annotated, relating to definitions  
 6 relative to controlled substances, is amended by revising paragraphs (10) and (23.1) as  
 7 follows:  
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9 "(10) 'Dispenser' means a person ~~that delivers~~ licensed under the laws of this state, or any  
 10 other state or territory of the United States to dispense or deliver a Schedule II, III, IV,  
 11 or V controlled substance to the ultimate user in this state but shall not include:

12 (A) A pharmacy licensed as a hospital pharmacy by the Georgia State Board of  
 13 Pharmacy pursuant to Code Section 26-4-110;

14 (B) An institutional pharmacy that serves only a health care facility, including, but not  
 15 limited to, a nursing home, an intermediate care home, a personal care home, or a  
 16 hospice program, which provides patient care and which pharmacy dispenses such  
 17 substances to be administered and used by a patient on the premises of the facility;

18 (C) A practitioner or other authorized person who administers such a substance; or

19 (D) A pharmacy operated by, on behalf of, or under contract with the Department of  
 20 Corrections for the sole and exclusive purpose of providing services in a secure  
 21 environment to prisoners within a penal institution, penitentiary, prison, detention  
 22 center, or other secure correctional institution. This shall include correctional  
 23 institutions operated by private entities in this state which house inmates under the  
 24 Department of Corrections."

25 "(23.1) 'Prescriber' means a physician, dentist, scientific investigator, or other person  
 26 licensed, registered, or otherwise authorized under the laws of this state, or any other state

27 or territory of the United States, to prescribe a controlled substance in the course of  
28 professional practice or research in this state."

29 **SECTION 2.**

30 All laws and parts of laws in conflict with this Act are repealed.