

114TH CONGRESS
2D SESSION

S. 2578

To amend the Controlled Substances Act to permit certain partial fillings of prescriptions.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 24, 2016

Ms. WARREN (for herself and Mrs. CAPITO) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Controlled Substances Act to permit certain partial fillings of prescriptions.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Reducing Unused
5 Medications Act of 2016”.

6 **SEC. 2. PRESCRIPTIONS.**

7 Section 309(a) of the Controlled Substances Act (21
8 U.S.C. 829(a)) is amended—

9 (1) by inserting “(1) IN GENERAL.—” before
10 “Except”; and

1 (2) by adding at the end the following:

2 “(2) PARTIAL FILLING OF PRESCRIPTIONS.—

3 “(A) IN GENERAL.—A prescription for a
4 controlled substance in schedule II may be par-
5 tially filled if—

6 “(i) it is requested by—

7 “(I) the practitioner that wrote
8 the prescription by making a notation
9 on the face of the written prescription,
10 written record of the emergency oral
11 prescription, or in the electronic pre-
12 scription record; or

13 “(II) the patient;

14 “(ii) the pharmacist partially filling
15 the prescription records the partial filling
16 in the same manner as a filling of the pre-
17 scription;

18 “(iii) the pharmacist partially filling
19 the prescription updates the record each
20 time the prescription is partially filled;

21 “(iv) the total quantity dispensed in
22 all partial fillings does not exceed the total
23 quantity prescribed; and

1 “(v) the pharmacist notifies the prac-
2 titioner that wrote the prescription of each
3 partial fill.

4 “(B) REMAINING PORTIONS.—Remaining
5 portions of a partially filled prescription—

6 “(i) may be filled; and

7 “(ii) must be exhausted prior to, or on
8 the same date that such prescription, if
9 fully filled, would have been exhausted.”.

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