

In subsection (c) of this section, the references to "the substance" are added for clarity.

Defined terms: "Department" § 5-101

"Narcotic drug" § 5-101

"Schedule IV" § 5-101

"Schedule V" § 5-101

SUBTITLE 5. PRESCRIPTIONS.

5-501. DISPENSING OF CERTAIN SUBSTANCES LISTED IN SCHEDULE II.

(A) WRITTEN PRESCRIPTION REQUIRED.

EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A PERSON MAY NOT DISPENSE A CONTROLLED DANGEROUS SUBSTANCE WITHOUT A WRITTEN PRESCRIPTION FROM AN AUTHORIZED PROVIDER IF THE SUBSTANCE IS:

- (1) LISTED IN SCHEDULE II; AND
- (2) A DRUG TO WHICH § 21-220 OF THE HEALTH - GENERAL ARTICLE APPLIES.

(B) EXCEPTIONS.

A CONTROLLED DANGEROUS SUBSTANCE TO WHICH SUBSECTION (A) OF THIS SECTION APPLIES MAY BE DISPENSED WITHOUT A WRITTEN PRESCRIPTION BY:

- (1) AN AUTHORIZED PROVIDER WHO:
 - (I) IS NOT A PHARMACIST; AND
 - (II) DISPENSES THE CONTROLLED DANGEROUS SUBSTANCE DIRECTLY TO AN ULTIMATE USER; OR
- (2) A PHARMACIST IF:
 - (I) AN EMERGENCY EXISTS;
 - (II) THE PHARMACIST DISPENSES THE DRUG UNDER REGULATIONS OF THE DEPARTMENT ON AN ORAL PRESCRIPTION THAT THE PHARMACIST REDUCES PROMPTLY TO WRITING AND KEEPS ON FILE; AND
 - (III) FEDERAL LAW AUTHORIZES THE ORAL PRESCRIPTION.

(C) RECORDS AND INVENTORIES.

A PRESCRIPTION FOR A CONTROLLED DANGEROUS SUBSTANCE LISTED IN SCHEDULE II SHALL BE KEPT ON FILE IN CONFORMITY WITH THE REQUIREMENTS FOR RECORDS AND INVENTORIES UNDER § 5-306 OF THIS TITLE.

(D) REFILL PROHIBITED.

A PERSON MAY NOT REFILL A PRESCRIPTION FOR A CONTROLLED DANGEROUS SUBSTANCE LISTED IN SCHEDULE II.