

ASSEMBLY, No. 641

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen IMPREVEDUTO and COHEN

1 AN ACT concerning prescription drugs and amending R.S.45:14-16.

2

3 **BE IT ENACTED** *by the Senate and General Assembly of the State*
4 *of New Jersey:*

5

6 R.S.45:14-16 is amended to read as follows:

7 45:14-16. It shall be deemed a violation of [sections] R.S.45:14-13
8 to R.S.45:14-15 [of this Title] if a prescription as compounded, filled,
9 dispensed or sold is found to contain more or less than the quantity of
10 the ingredient or several or combined ingredients specified by the
11 prescriber, or if the prescription as compounded, filled, dispensed or
12 sold is found to contain an ingredient or ingredients or a brand of
13 ingredient or ingredients other than those specified by the prescriber,
14 except that the addition of such inert ingredients as are required in the
15 art of compounding shall be permissible, but such ingredients shall in
16 no manner be used to replace the ingredient or several or combined
17 ingredients specified by the prescriber, without the prescriber's
18 permission having been obtained.

19 A pharmacist may dispense a prescription in a different dosage form
20 than originally prescribed if the pharmacist notifies the prescriber no
21 later than 48 hours following the dispensing of the prescription.

22 As used in this section, "dosage form" means the physical
23 formulation or medium in which the product is intended, manufactured
24 and made available for use, including, but not limited to: tablets,
25 capsules, oral solutions, and suspensions.

26 (cf: P.L.1953, c.329, s.1)

27

28 2. This act shall take effect immediately.

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1
2
3
4
5
6
7
8
9
10
11
12
13
14

STATEMENT

This bill permits a pharmacist to dispense a prescription in a different dosage form than originally prescribed if the ingredient or ingredients in the prescription are of the same chemical composition as those specified by the prescriber. The bill also provides that the pharmacist must notify the prescriber of the change made in the dosage form in the filling of the prescription no later than 48 hours following the dispensing of the prescription.

Permits pharmacists to change prescription dosage forms.