



HOUSE BILL No. 5081

September 20, 1995, Introduced by Reps. Stallworth, Wallace, Murphy, DeMars, Dobronski, Parks, Gire, Varga, DeHart, Vaughn, Scott, Clack, Leland, Harder, Curtis, Baade, Kilpatrick, Price, Agee, Prusi, Pitoniak, Hanley and Bennane and referred to the Committee on Health Policy.

A bill to amend Act No. 368 of the Public Acts of 1978, entitled as amended "Public health code," as amended, being sections 333.1101 to 333.25211 of the Michigan Compiled Laws, by adding section 17760.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 368 of the Public Acts of 1978, as
2 amended, being sections 333.1101 to 333.25211 of the Michigan
3 Compiled Laws, is amended by adding section 17760 to read as
4 follows:

5 SEC. 17760. (1) SUBJECT TO SUBSECTION (2), A PRESCRIBER OR
6 A DISPENSING PRESCRIBER WHO PRESCRIBES OR DISPENSES A PRESCRIP-
7 TION DRUG, INCLUDING, BUT NOT LIMITED TO, A COMPLIMENTARY STARTER
8 DOSE, TO A PATIENT WHO HAS NOT USED THE PRESCRIPTION DRUG BEFORE
9 SHALL NOT PRESCRIBE OR DISPENSE TO THE PATIENT OR DELEGATE THE

1 AUTHORITY TO PRESCRIBE OR DISPENSE TO THE PATIENT MORE THAN 1 OF
2 THE FOLLOWING:

3 (A) A 5-DAY SUPPLY OF THE PRESCRIPTION DRUG.

4 (B) A SUPPLY OF THE PRESCRIPTION DRUG THAT IS SUFFICIENT, IN
5 THE PROFESSIONAL JUDGMENT OF THE PRESCRIBER OR DISPENSING PRE-
6 SCRIBER, TO ACHIEVE THE DESIRED CLINICAL EFFECT FOR THE PATIENT.

7 (2) SUBSECTION (1) DOES NOT APPLY TO A PRESCRIBER OR DIS-
8 PENSING PRESCRIBER WHO IS A VETERINARIAN.