

PUBLIC HEALTH CODE (EXCERPT)
Act 368 of 1978

333.17744 Designation of agent by prescriber; issuance of prescription; limitation; transmission of prescription to pharmacy.

Sec. 17744. (1) A prescriber may designate an agent to act on behalf of or at the discretion of that prescriber. A designation of an agent by a prescriber under this section is not required to be in writing to be a valid designation. If a designation of an agent by a prescriber under this section is contained in a written document, the prescriber or the agent may transmit that document to a pharmacy that will dispense a prescription issued by that prescriber.

(2) Except as otherwise provided in this part, only a prescriber who is acting within the scope of the prescriber's practice may issue a prescription. An agent may prepare and transmit a prescription that has been signed by the prescriber, including a signature that meets the requirements of section 17754 or 17754a. The prescriber issuing a prescription and the pharmacist issuing a prescription in accordance with this part or dispensing a drug or device under a prescription is responsible for all of the requirements of state and federal law, rules, and regulations regarding the issuance of prescriptions and dispensing of drugs or devices under prescriptions.

(3) A prescriber or the prescriber's agent may transmit to a pharmacy a prescription that is contained within a patient's chart in a health facility or agency licensed under article 17 or other medical institution. A prescription that is contained within a patient's chart in a health facility or agency licensed under article 17 or other medical institution and that is created in an electronic format may contain more than 6 prescriptions and may contain prescriptions for schedule 3 to 5 controlled substances and noncontrolled substances on the same form.

History: Add. 2012, Act 209, Imd. Eff. June 27, 2012;—Am. 2020, Act 136, Imd. Eff. July 8, 2020;—Am. 2024, Act 242, Eff. Apr. 2, 2025.

Popular name: Act 368