

Stats., and the person filling such a purported prescription knowingly, as well as the person issuing it, shall be subject to the penalties provided for violation of the provisions of law relating to controlled substances.

(2) A prescription issued by a practitioner to obtain controlled substances for the purpose of general dispensing to patients shall not be considered a valid prescription.

(3) A prescription may not be issued for dispensing of drugs listed in any schedule to a drug dependent person for the purpose of continuing his dependence upon such drugs, in the course of conducting an authorized clinical investigation in the development of an addict rehabilitation program.

**History:** Cr. Register, September, 1972, No. 201, eff. 10-1-72.

**Phar 6.05 Dispensing controlled substances.** (1) All prescriptions for controlled substances shall be dated as of, and signed on, the day when issued and shall bear the full name and address of the patient, the name, address and registration number of the practitioner, the name and quantity of the drug prescribed, and the directions for use. Where an oral order is not permitted, prescriptions shall be written with ink or indelible pencil or typewriter and shall be manually signed by the practitioner. A prescription for a controlled substance may be issued only by an individual practitioner who is authorized to prescribe controlled substances by the jurisdiction in which he is licensed to practice, and registered or exempted from registration under the federal controlled substances act.

(2) A pharmacist may dispense directly a controlled substance listed in schedule II, III or IV only pursuant to a prescription issued by an individual practitioner. The prescription shall be initialed and dated by the dispensing pharmacist as of the date dispensed.

(3) An individual practitioner may dispense directly a controlled substance listed in schedule II, III or IV provided that the prescription container is labeled and records are maintained in accordance with the requirements of this code. An individual practitioner shall not delegate to an employe or agent other than a pharmacist any of the functions involved in directly dispensing a controlled substance to a patient in the course of his professional practice.

(4) A prescription for a controlled substance listed in schedule II may be dispensed only pursuant to a written prescription signed by the prescribing individual practitioner, except in emergency situations. No prescription for a controlled substance listed in schedule II shall be filled unless presented for filling within 7 days following the date of issue.

(5) No pharmacy, individual practitioner or other DEA registered dispenser shall dispense at any one time, and no individual practitioner shall prescribe for dispensing at any one time, a controlled substance in any quantity exceeding a 34-day supply or 120 dosage units whichever is less, except that up to a three month supply of any schedule III or IV anticonvulsant substance, as determined by the directed dosage and frequency of dosage, may be prescribed and dispensed at one time.

**History:** Cr. Register, September, 1972, No. 201, eff. 10-1-72; am. (5), Register, January, 1975, No. 229, eff. 2-1-75.

Register, January, 1975, No. 229

**Phar 6.06 Refilling controlled substances prescriptions.** (1) No prescription for a schedule II substance shall be refilled.

(2) No prescription for a substance listed in schedule III or IV shall be filled or refilled more than 6 months after the date on which such prescription was issued and no such prescription authorized to be refilled may be refilled more than 5 times. Each refilling of a prescription shall be entered on the prescription, initialed and dated by the pharmacist as of the date of dispensing and shall state the amount dispensed. If the pharmacist merely initials and dates the prescription, he shall be deemed to have dispensed a refill for the full amount of the prescription. Additional quantities of drugs listed in schedules III and IV may only be authorized by a prescribing practitioner through issuance of a new and separate prescription. Prescription refill information may be kept in a uniformly maintained, readily retrievable, medication profile record system provided the entry is made in the medication profile record at the time of dispensing each refill.

(3) A prescription for a drug listed in schedule V may be refilled only as expressly authorized by the practitioner. If no such authorization is given, the prescription may not be refilled. Pro re nata or similar designations are not valid expressed refill authorizations.

**History:** Cr. Register, September, 1972, No. 201, eff. 10-1-72.

**Phar 6.07 Partial filling of controlled substances prescriptions.** The partial filling of a prescription for a controlled substance listed in schedule II, III, IV or V is permissible.

**History:** Cr. Register, September, 1972, No. 201, eff. 10-1-72.

**Phar 6.08 Labeling controlled substances prescriptions.** (1) The pharmacist filling a written or oral prescription for a controlled substance shall affix to the immediate container a label showing the date of dispensing; the pharmacy name and address; serial number of the prescription; name of the patient; name of the prescribing practitioner; directions for use and cautionary statements, if any, contained in such prescription or required by law.

(2) Individual practitioners who personally dispense any controlled substance to patients in the course of their professional practice other than by prescribing or administering shall affix to the immediate container a label showing the date of dispensing; the practitioner's name and address; the name of the patient; directions for use and cautionary statements as required by law.

**History:** Cr. Register, September, 1972, No. 201, eff. 10-1-72.