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INTERIM STUDY PROPOSAL 2019-022

State of Arkansas

As Engrossed: H3/25/19

92nd General Assembly

## A Bill

Regular Session, 2019

HOUSE BILL 1783

By: Representative Fielding

Filed with: House Committee on Public Health, Welfare, and Labor  
pursuant to A.C.A. §10-3-217.

### For An Act To Be Entitled

AN ACT TO MODIFY LABELING OF PRESCRIPTION DRUGS; TO  
REQUIRE PHYSICIANS TO PROVIDE ADDITIONAL COUNSELING  
WHEN PRESCRIBING MEDICATIONS; AND FOR OTHER PURPOSES.

### Subtitle

TO MODIFY LABELING OF PRESCRIPTION DRUGS;  
AND TO REQUIRE PHYSICIANS TO PROVIDE  
ADDITIONAL COUNSELING WHEN PRESCRIBING  
MEDICATIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 17-92-411 is amended to read as follows:  
17-92-411. Prescription contents and labels.

(a)(1) Labels on original packages shall bear the label of the  
distributor or manufacturer, with the proper medicinal dose, if a remedy is  
used internally.

(2) In the case of poisons, the word "POISON" shall be displayed  
~~thereon on the label~~ in a conspicuous manner with the antidote for a  
poisonous dose.

(b)(1) A ~~doctor of medicine~~ prescriber or other person authorized to  
issue prescriptions, ~~upon the request of the patient,~~ shall indicate briefly  
and concisely on the prescriptions the conditions for which the medication is  
prescribed.

1           (2) Every pharmacist filling any ~~such~~ prescription shall include  
2 on the label of the prescription container the labeling as stated on the  
3 prescription issued.  
4

5           SECTION 2. Arkansas Code § 17-92-505(a)(1), concerning labeling of  
6 generic drugs, is amended to read as follows:

7           (a)(1) The pharmacist filling a prescription for dispensing to an  
8 ultimate patient may affix to the container a label showing:

9                     (A) The pharmacy name, address, and telephone number;

10                    (B) The date of dispensing;

11                    (C) The serial number of the prescription;

12                    (D) The name of the patient;

13                    (E) The name of the prescribing practitioner;

14                    (F) The trade name of the medication, if any, or the  
15 generic name and identity of the manufacturer of the dispensed medication, if  
16 the medication appears generically listed on the drug formulary list as  
17 established by this subchapter;

18                    (G) The strength per unit dose of the medication;

19                    (H) The quantity of the medication; ~~and~~

20                    (I) Directions for use; and

21                    (J) The condition for which the drug is prescribed.  
22

23           SECTION 3. Arkansas Code Title 17, Chapter 95, Subchapter 1, is  
24 amended to add an additional section to read as follows:

25           17-95-109. Counsel of prescriptions.

26           When prescribing a medication to a patient, a physician shall provide  
27 counseling to the patient concerning:

28                    (1) The medication prescribed; and

29                    (2) The medical condition for which the prescription has been  
30 prescribed.  
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32   /s/Fielding  
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35 Referred requested by the Arkansas House of Representatives

36 Prepared by: JMB/VJF

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