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DELAWARE STATE SENATE

143rd GENERAL ASSEMBLY

SENATE BILL NO. 48

AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PRESCRIPTIONS.

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

Section 1. Amend Chapter 5, Title 24, Delaware Code by inserting therein the following:

“§518A. Prescription Requirements.

No written prescription shall be prescribed if it does not contain the following information clearly written, clearly hand
printed, electronically printed, or typed:

- (1) the name, address and phone number of the prescriber;
- (2) the name and strength of the drug prescribed;
- (3) the quantity of the drug prescribed;
- (4) the directions for use of the drug;
- (5) date of issue.”.

Section 2. Amend Chapter 11, Title 24, Delaware Code by inserting therein the following:

“§1137. Prescription Requirements.

No written prescription shall be prescribed if it does not contain the following information clearly written, clearly hand
printed, electronically printed, or typed:

- (1) the name, address and phone number of the prescriber;
- (2) the name and strength of the drug prescribed;
- (3) the quantity of the drug prescribed;
- (4) the directions for use of the drug;
- (5) date of issue.”.

19 Section 3. Amend §1731(b), Title 24, Delaware Code by deleting the period at the end of paragraph (20) thereof and
20 inserting in lieu thereof a semicolon and by adding thereto the following:

21 “(21) A violation of §1764A of this Chapter.”.

22 Section 4. Amend Chapter 17, Title 24, Delaware Code by inserting therein the following:

23 “§1764A. Prescription Requirements.

24 No written prescription shall be prescribed if it does not contain the following information clearly written, clearly hand
25 printed, electronically printed, or typed:

26 (1) the name, address and phone number of the prescriber;

27 (2) the name and strength of the drug prescribed;

28 (3) the quantity of the drug prescribed;

29 (4) the directions for use of the drug;

30 (5) date of issue.”.

31 Section 5. Amend §1766(a), Title 24, Delaware Code by inserting between “except” and “as” as they appear therein the
32 following:

33 “§1764A of this Chapter or”.

34 Section 6. Amend Chapter 19, Title 24, Delaware Code by inserting therein the following:

35 “§1927. Prescription Requirements.

36 No written prescription shall be prescribed if it does not contain the following information clearly written, clearly hand
37 printed, electronically printed, or typed:

38 (1) the name, address and phone number of the prescriber;

39 (2) the name and strength of the drug prescribed;

40 (3) the quantity of the drug prescribed;

41 (4) the directions for use of the drug;

42 (5) date of issue.”.

43 Section 7. Amend Chapter 21, Title 24, Delaware Code by inserting therein the following:

44 “§2122. Prescription Requirements.

45 No written prescription shall be prescribed if it does not contain the following information clearly written, clearly hand
46 printed, electronically printed, or typed:

- 47 (1) the name, address and phone number of the prescriber;
- 48 (2) the name and strength of the drug prescribed;
- 49 (3) the quantity of the drug prescribed;
- 50 (4) the directions for use of the drug;
- 51 (5) date of issue.”.

52 Section 8. Amend Chapter 33, Title 24, Delaware Code by inserting therein the following:

53 “§3318. Prescription Requirements.

54 No written prescription shall be prescribed if it does not contain the following information clearly written, clearly hand
55 printed, electronically printed, or typed:

- 56 (1) the name, address and phone number of the prescriber;
- 57 (2) the name and strength of the drug prescribed;
- 58 (3) the quantity of the drug prescribed;
- 59 (4) the directions for use of the drug;
- 60 (5) date of issue.”.

61 Section 9. This Act shall become effective upon enactment into law, but there shall not be sanctions for violations thereof
62 for 6 months after enactment into law to allow dissemination of the Act’s requirements.

SYNOPSIS

This Bill requires those who are authorized to write drug prescriptions (podiatrists, dentists, physicians, physician’s assistants, advanced practice nurses, optometrists and veterinarians) to write them legibly so that pharmacists filling them can do so accurately and thereby avoid potential harm to the consumers thereof. The regulatory boards of those professions would enforce these provisions just as they do other requirements of those professions.

AUTHOR: Sen. Sorenson