

ARTICLE XX PARTIAL FILLING OF SCHEDULE II PRESCRIPTIONS

1. Partial filling of Schedule II prescriptions shall be as follows:
 - A. The partial filling of a Schedule II controlled substance prescription is permissible if the pharmacist is unable to supply the full quantity called for in a written or emergency oral prescription. He/she may supply a part of the quantity prescribed provided he/she makes a notation of the quantity supplied on the face of the written prescription (or written record of the emergency oral prescription). The remaining quantity may be supplied within 72 hours of the first dispensing; however, if the remaining quantity is not or cannot be supplied within the 72 hour period, the pharmacist must notify the prescribing practitioner. No further quantity may be supplied on the partially filled prescription beyond the 72 hours unless:
 - (1) The prescription is for a nursing home patient or for a patient who is receiving long term therapy as a home health patient or a patient who is terminally ill as defined by the Federal Health Care Financing Administration (42 CFR 418.3). If such a prescription is partially filled, the pharmacist must record on the back of the prescription or on another appropriate uniformly maintained record the date of each partial filling, the quantity dispensed, the remaining quantity authorized to be dispensed, the remaining quantity authorized to be dispensed and the identity of the dispensing pharmacist. All partial filling of the prescription must be completed within 50 days of the date of issuance of the prescription.