



ADMINISTRATIVE RULES OF MONTANA



24.174.836 EMERGENCY PRESCRIPTION REFILLS

- (1) A pharmacist may refill a prescription without practitioner authorization when:
 - (a) the pharmacist is unable to contact the practitioner after reasonable effort; and
 - (b) in the professional judgment of the pharmacist, failure to refill the prescription may result in an interruption of a therapeutic regimen or cause patient suffering.
- (2) If a prescription is not refillable, a pharmacist dispensing an emergency refill:
 - (a) may exercise professional judgment to dispense a minimum sufficient quantity until authorization can be obtained from a prescriber;
 - (b) may not dispense a controlled substance prescription medication listed in Schedule II through Schedule V;
 - (c) must inform the patient or the patient's representative at the time of dispensing that the refill is being provided without the practitioner's authorization, and that practitioner authorization is required for any future refill;
 - (d) must inform the practitioner of the emergency refill at the earliest reasonable time; and
 - (e) must comply with all applicable record-keeping requirements.

Authorizing statute(s): 37-7-201, MCA

Implementing statute(s): 37-7-201, MCA

History: NEW, 2012 MAR p. 896, Eff. 4/27/12; TRANS, from ARM 24.174.515, 2015 MAR p. 302, Eff. 3/27/15; AMD, 2024 MAR p. 2219, Eff. 9/21/24.