

Title 10
MARYLAND DEPARTMENT OF HEALTH
Subtitle 34 BOARD OF PHARMACY

10.34.20 Format of Prescription Transmission

Authority: Health Occupations Article, §12-205(a)(3)(ii), Annotated Code of Maryland

.01 Scope

This chapter applies to the conveyance or transmission of prescription orders from authorized prescribers to pharmacies in the State.

.02 Requirements for Prescription Validity.

- A. A valid prescription shall be:
 - (1) Valid in the professional judgment of the pharmacist responsible for filing the prescription; and
 - (2) Conveyed:
 - a) In a manner that contains the handwritten, pen-to-paper signature of the prescriber;
 - b) In a manner that is transmitted to the pharmacy electronically, provided that the prescription is:
 - i. Transmitted via electronic intermediaries that are certified by the Maryland Health Care Commission;
 - ii. Received by the permit holder's computer, facsimile machine, or other electronic device; and
 - iii. Maintained by the permit holder in accordance with Regulation .03 of this chapter; or
 - c) In an oral manner where:
 - i. Only a pharmacist may take an original oral prescription by a voice messaging system or by phone with the pharmacist reading back the prescription to the prescriber or the prescriber's agent; and
 - ii. The pharmacist promptly reduces the oral prescription to writing.
- B. The requirement of §A(2)(b)(i) of this regulation does not apply to prescriptions transmitted electronically within
 - (1) A closed system of a group model health maintenance organization as defined in Health-General Article, §19-713.6, Annotated Code of Maryland; or
 - (2) Any other closed system that does not utilize an intermediary for transmission of prescriptions.