

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Pharmacy Practice Act is amended by changing  
5 Section 26 as follows:

6 (225 ILCS 85/26)

7 (Section scheduled to be repealed on January 1, 2018)

8 Sec. 26. Anti-epileptic drug product selection prohibited.

9 (a) The General Assembly finds that this Section is  
10 necessary for the immediate preservation of the public peace,  
11 health, and safety.

12 (b) In this Section:

13 "Anti-epileptic drug" means (i) any drug prescribed for the  
14 treatment of epilepsy or (ii) a drug used to treat or prevent  
15 seizures.

16 "Epilepsy" means a neurological condition characterized by  
17 recurrent seizures.

18 "Seizure" means a brief disturbance in the electrical  
19 activity of the brain.

20 (c) When the prescribing physician has indicated on the  
21 original prescription "may not substitute", a pharmacist may  
22 not interchange an anti-epileptic drug or formulation of an  
23 anti-epileptic drug for the treatment of epilepsy without

1 notification and the documented consent of the prescribing  
2 physician and the patient or the patient's parent, legal  
3 guardian, or spouse. This Section does not apply to medication  
4 orders issued for anti-epileptic drugs for any in-patient care  
5 in a licensed hospital.

6 (d) If a pharmacist substitutes any generic prescription in  
7 place of a brand-name anti-epileptic drug, then the pharmacist  
8 shall provide written notice to the patient no later than the  
9 time the prescription is dispensed.

10 (Source: P.A. 94-936, eff. 6-26-06; 95-689, eff. 10-29-07.)