



## 104TH GENERAL ASSEMBLY

### State of Illinois

2025 and 2026

SB3801

Introduced 2/6/2026, by Sen. Celina Villanueva

#### SYNOPSIS AS INTRODUCED:

225 ILCS 60/33  
225 ILCS 85/22

from Ch. 111, par. 4400-33  
from Ch. 111, par. 4142

Amends the Medical Practice Act of 1987. In provisions concerning legend drugs, provides that, at the request of a person dispensing a drug or medicine, the label affixed to a box, bottle, vessel, or package containing mifepristone, misoprostol, or any generic alternative may include the name of the dispensing health care practice instead of the name of the person dispensing the drug or medicine. Amends the Pharmacy Practice Act. In provisions concerning the label of a drug, medicine, or poison that is lawfully sold or dispensed, provides that, at a prescriber's request, the label affixed to a box, bottle, vessel, or package containing mifepristone, misoprostol, or any generic alternative may include the name of the prescribing health care practice instead of the name of the prescriber.

LRB104 20178 AAS 33629 b

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 Medical Practice Act of 1987 is amended by  
5 changing Section 33 as follows:

6 (225 ILCS 60/33) (from Ch. 111, par. 4400-33)

7 (Section scheduled to be repealed on January 1, 2027)

8 Sec. 33. Legend drugs.

9 (a) Any person licensed under this Act to practice  
10 medicine in all of its branches shall be authorized to  
11 purchase legend drugs requiring an order of a person  
12 authorized to prescribe drugs, and to dispense such legend  
13 drugs in the regular course of practicing medicine. The  
14 dispensing of such legend drugs shall be the personal act of  
15 the person licensed under this Act and may not be delegated to  
16 any other person not licensed under this Act or the Pharmacy  
17 Practice Act unless such delegated dispensing functions are  
18 under the direct supervision of the physician authorized to  
19 dispense legend drugs. Except when dispensing manufacturers'  
20 samples or other legend drugs in a maximum 72 hour supply,  
21 persons licensed under this Act shall maintain a book or file  
22 of prescriptions as required in the Pharmacy Practice Act. Any  
23 person licensed under this Act who dispenses any drug or

1 medicine shall dispense such drug or medicine in good faith  
2 and shall affix to the box, bottle, vessel or package  
3 containing the same a label indicating (1) the date on which  
4 such drug or medicine is dispensed; (2) the name of the  
5 patient; (3) the last name of the person dispensing such drug  
6 or medicine; (4) the directions for use thereof; and (5) the  
7 proprietary name or names or, if there are none, the  
8 established name or names of the drug or medicine, the dosage  
9 and quantity, except as otherwise authorized by regulation of  
10 the Department.

11 (b) The labeling requirements set forth in subsection (a)  
12 shall not apply to drugs or medicines in a package which bears  
13 a label of the manufacturer containing information describing  
14 its contents which is in compliance with requirements of the  
15 Federal Food, Drug, and Cosmetic Act and the Illinois Food,  
16 Drug, and Cosmetic Act. "Drug" and "medicine" have the  
17 meanings ascribed to them in the Pharmacy Practice Act, as now  
18 or hereafter amended; "good faith" has the meaning ascribed to  
19 it in subsection (u) of Section 102 of the Illinois Controlled  
20 Substances Act.

21 (c) Prior to dispensing a prescription to a patient, the  
22 physician shall offer a written prescription to the patient  
23 which the patient may elect to have filled by the physician or  
24 any licensed pharmacy.

25 (d) A violation of any provision of this Section shall  
26 constitute a violation of this Act and shall be grounds for

1 disciplinary action provided for in this Act.

2 (e) Nothing in this Section shall be construed to  
3 authorize a chiropractic physician to prescribe drugs.

4 (f) Notwithstanding subsection (a), at the request of the  
5 person dispensing a drug or medicine, the label affixed to a  
6 box, bottle, vessel, or package containing mifepristone,  
7 misoprostol, or any generic alternative may include the name  
8 of the dispensing health care practice instead of the name of  
9 the person dispensing the drug or medicine.

10 (Source: P.A. 97-622, eff. 11-23-11; 98-1140, eff. 12-30-14.)

11 Section 10. The Pharmacy Practice Act is amended by  
12 changing Section 22 as follows:

13 (225 ILCS 85/22) (from Ch. 111, par. 4142)

14 (Section scheduled to be repealed on January 1, 2028)

15 Sec. 22. Except as provided in this Section or ~~only~~ in the  
16 case of a drug, medicine, or poison which is lawfully sold or  
17 dispensed, at retail, in the original and unbroken package of  
18 the manufacturer, packer, or distributor thereof, and which  
19 package bears the original label thereon showing the name and  
20 address of the manufacturer, packer, or distributor thereof,  
21 and the name of the drug, medicine, or poison therein  
22 contained, and the directions for its use, no person shall  
23 sell or dispense, at retail, any drug, medicine, or poison,  
24 without affixing to the box, bottle, vessel, or package

1 containing the same, a label bearing the name of the article  
2 distinctly shown, and the directions for its use, with the  
3 name and address of the pharmacy wherein the same is sold or  
4 dispensed. However, in the case of a drug, medicine, or poison  
5 which is sold or dispensed pursuant to a prescription of a  
6 physician licensed to practice medicine in all of its  
7 branches, a physician assistant in accordance with subsection  
8 (f) of Section 4 of this Act, an advanced practice registered  
9 nurse in accordance with subsection (g) of Section 4 of this  
10 Act, a licensed dentist, a licensed veterinarian, a licensed  
11 podiatric physician, or a licensed optometrist, the label  
12 affixed to the box, bottle, vessel, or package containing the  
13 same shall show: (a) the name and address of the pharmacy  
14 wherein the same is sold or dispensed; (b) the name or initials  
15 of the person, authorized to practice pharmacy under the  
16 provisions of this Act, selling or dispensing the same, (c)  
17 the date on which such prescription was filled; (d) the name of  
18 the patient; (e) the serial number of such prescription as  
19 filed in the prescription files; (f) the last name of the  
20 practitioner who prescribed such prescriptions; (g) the  
21 directions for use thereof as contained in such prescription;  
22 and (h) the proprietary name or names or the established name  
23 or names of the drugs, the dosage and quantity, except as  
24 otherwise authorized by rule of the Department. At a  
25 prescriber's request, the label affixed to a box, bottle,  
26 vessel, or package containing mifepristone, misoprostol, or

1 any generic alternative may include the name of the  
2 prescribing health care practice instead of the name of the  
3 prescriber.

4 (Source: P.A. 100-497, eff. 9-8-17.)