

PROPOSED REGULATION OF THE STATE BOARD OF PHARMACY

LCB File No. R121-15

Workshop October 15, 2015

Explanation – Language in *blue italics* is new; language in ~~red text [omitted material]~~ is language to be omitted.

AUTHORITY: §1, NRS 639.070; Good Samaritan Drug Overdose Act (SB 459 (2015))

NEW LANGUAGE to be added to NAC Chapter 639, pursuant to the Good Samaritan Drug Overdose Act, SB 459 (2015), establishing standardized procedures or protocols and educational requirements and for the furnishing of opioid antagonists by pharmacists to persons at risk of experiencing an opioid-related overdose or to a family member, friend or other person in a position to assist persons at risk of experiencing an opioid-related drug overdose.

NAC Chapter 639 shall be amended to include:

Section 1. *NAC 639.010. Definitions*

() “Opioid antagonist” means any drug that binds to opioid receptors and blocks or disinhibits the effects of opioids acting on those receptors. The term includes, without limitation, naloxone hydrochloride.

Section 2. *NAC 639.592 “Wholesaler” defined.*

“Wholesaler” has the meaning ascribed to it in NRS 639.016. A wholesaler is not a pharmacy who sells an opioid antagonist, in an amount not to exceed 5 percent of the total annual sales to the following;

(a) Law enforcement officer, law enforcement agency, emergency medical technician, advanced emergency medical technician or paramedic that is authorized to administer an opioid antagonist as clinically indicated; or

(b) A person acting under a standing order issued by a health care professional who is dispensing an opioid antagonist if those activities are undertaken without charge or compensation;

Section 3. *NAC 639.____. Record of an opioid antagonist transaction*

1. Each record required to be made pursuant to NAC 639.____ to 639.____, inclusive, must be kept for at least 2 years by the pharmacy who furnished the opioid antagonist.

2. Records required pursuant to this section may be maintained in an alternative data retention system, including, without limitation, a computer data processing system or direct imaging system, if:

(a) The records maintained in the alternative system contain all the information required for a written record; and

(b) The data processing system is capable of producing a printed copy of the record upon the request of the Board, its representative or any other authorized federal, state or local law enforcement or regulatory agency.

Section 4. NAC 639.____. Reporting of certain information concerning transaction of opioid antagonists.

A pharmacist who sells an opioid antagonist as described under Section 2 shall keep a record of the opioid antagonist sold and shall report to the Board annually on December 31, of each year, the:

- (a) Date an opioid antagonist was furnished;*
- (b) The name, strength, and route of administration of the opioid antagonist*
- (c) Quantity of opioid antagonist furnished;*
- (d) The location from which an opioid antagonist was furnished;*
- (e) The entity to which the opioid antagonist was furnished; and*
- (f) The location to which the opioid antagonist was furnished.*