

**ADOPTED REGULATION OF THE
STATE BOARD OF PHARMACY**

LCB File No. R106-25

EXPLANATION – Matter in *italics* is new; matter in brackets ~~[omitted material]~~ is material to be omitted.

AUTHORITY: § 1, NRS 453.221, 454.371 and 639.070.

A REGULATION relating to pharmacy; prohibiting a pharmacist or dispensing practitioner from dispensing a controlled substance or dangerous drug pursuant to a prescription issued by certain homeopathic physicians except under certain circumstances; prohibiting certain homeopathic physicians from possessing, administering, prescribing or dispensing a controlled substance or dangerous drug except under certain circumstances; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the State Board of Pharmacy to adopt regulations: (1) relating to the registration and control of the dispensing of controlled substances within this State; (2) limiting or restricting the furnishing or dispensing of any drug which the Board finds to be dangerous to the public health or safety; and (3) governing the practice of pharmacy. (NRS 453.221, 454.371, 639.070)

This regulation adopts by reference the *Homeopathic Pharmacopoeia of the United States* published by the Homeopathic Pharmacopoeia Convention of the United States. This regulation prohibits a pharmacist or dispensing practitioner from dispensing a controlled substance or dangerous drug pursuant to a prescription issued by a homeopathic physician who is not licensed in this State as an allopathic physician or osteopathic physician or otherwise authorized by the Board to prescribe a controlled substance or a dangerous drug, as applicable, except in dosages authorized by the *Homeopathic Pharmacopoeia*. This regulation also prohibits: (1) a homeopathic physician who is registered by the Board to possess, dispense or conduct research with controlled substances but who is not licensed in this State as an allopathic physician or osteopathic physician or otherwise authorized by the Board to possess, administer, prescribe and dispense controlled substances from possessing, administering, prescribing or dispensing controlled substances except in conformance with the practice of homeopathic medicine and in the dosages authorized by the *Homeopathic Pharmacopoeia*; and (2) a homeopathic physician who is not licensed in this State as an allopathic physician or osteopathic physician or otherwise authorized by the Board to possess, administer, prescribe and dispense dangerous drugs from possessing, administering, prescribing or dispensing dangerous drugs except in conformance with the practice of homeopathic medicine and in the dosages authorized by the *Homeopathic Pharmacopoeia*.

Section 1. Chapter 639 of NAC is hereby amended by adding thereto a new section to read as follows:

1. The Board hereby adopts by reference the Homeopathic Pharmacopoeia of the United States, published by the Homeopathic Pharmacopoeia Convention of the United States. A copy of this publication may be obtained at the Internet address <https://www.hp.us.com/become-a-subscriber/> through an online subscription for the price of \$2,000.

2. The Board will periodically review the publication adopted by reference pursuant to subsection 1 and determine within 120 days after the review whether any change made to those standards or publications is appropriate for application in this State. If the Board does not disapprove a change to that publication within 120 days after the review, the change is deemed to be approved by the Board.

3. A pharmacist or dispensing practitioner shall not dispense a controlled substance or a dangerous drug pursuant to a prescription issued by a homeopathic physician who is not licensed in this State as an allopathic physician or osteopathic physician or otherwise authorized by the Board to prescribe a controlled substance or dangerous drug, as applicable, except in dosages authorized by the Homeopathic Pharmacopoeia of the United States.

4. A homeopathic physician who is registered pursuant to subsection 1 of NRS 453.226 but is not licensed in this State as an allopathic physician or osteopathic physician or otherwise authorized by the Board to possess, administer, prescribe and dispense controlled substances may not possess, administer, prescribe or dispense controlled substances except in conformance with the practice of homeopathic medicine and in the dosages authorized by the Homeopathic Pharmacopoeia of the United States.

5. *A homeopathic physician who is not licensed in this State as an allopathic physician or osteopathic physician or otherwise authorized by the Board to possess, administer, prescribe and dispense dangerous drugs may not possess, administer, prescribe or dispense dangerous drugs except in conformance with the practice of homeopathic medicine and in the dosages authorized by the Homeopathic Pharmacopoeia of the United States.*

6. *As used in this section:*

(a) *“Allopathic physician” means a person who is licensed to practice medicine pursuant to chapter 630 of NRS.*

(b) *“Homeopathic medicine” has the meaning ascribed to it in NRS 630A.040.*

(c) *“Homeopathic physician” has the meaning ascribed to it in NRS 630A.050.*

(d) *“Osteopathic physician” has the meaning ascribed to it in NRS 633.091.*