

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

LCB File No. R014-99

Effective November 3, 1999

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

AUTHORITY: NRS 639.070.

Section 1. NAC 639.010 is hereby amended to read as follows:

639.010 As used in this chapter, unless the context otherwise requires:

1. “Board” means the state board of pharmacy.
2. “Controlled substances” has the meaning ascribed to it in NRS 0.031.
3. “Dangerous drug” has the meaning ascribed to it in NRS 454.201.
4. “Direct supervision” means the direction given by a supervising pharmacist who is:
 - (a) On the premises of the pharmacy at all times when the persons he is supervising are working at the pharmacy; and
 - (b) Aware of the activities of those persons related to the preparation of medications, including the maintenance of appropriate records.
5. “Pharmaceutical technician” means a person who performs technical services in a pharmacy under the direct supervision of a pharmacist and is registered with the board pursuant to NAC 639.240.
6. “Pharmaceutical technician in training” means a person who is registered with the board pursuant to NAC 639.242 in order to obtain the training and experience required to be a

pharmaceutical technician pursuant to subparagraph (5) of paragraph (e) of subsection 2 of NAC 639.240, or who is enrolled in a program of training for pharmaceutical technicians that is approved by the board.

7. “Practitioner” has the meaning ascribed to it in NRS 639.0125.

8. *“Prescription drug” means a drug or medicine as defined in NRS 639.007 which:*

(a) May be dispensed only upon a prescription order that is issued by a practitioner; and

(b) Is labeled with the symbol “Rx only” pursuant to federal law or regulation.

9. “Public or nonprofit agency” means a ~~community~~ health center as defined in 42 U.S.C.

§ ~~254e(a)~~ 254b(a) which:

(a) Provides health care primarily to medically underserved persons in a community;

(b) Is receiving a grant issued pursuant to 42 U.S.C. § ~~254e(d)~~ 254b or, although qualified to receive such a grant directly from the Federal Government, is receiving money from such a grant under a contract with the recipient of that grant; and

(c) Is not a medical facility as defined in NRS 449.0151.

~~9.~~ 10. “Surgical center for ambulatory patients” has the meaning ascribed to it in NRS 449.019.

Sec. 2. NAC 639.590 and 639.628 are hereby repealed.

TEXT OF REPEALED SECTIONS

639.590 “Prescription drug” defined. “Prescription drug” means any drug required by federal law or regulation to be dispensed only by a prescription, including finished dosage forms and active ingredients subject to section 503(b) of the Federal Food, Drug and Cosmetic Act.

639.628 “Prescription drug” defined. “Prescription drug” has the meaning ascribed to it in NAC 639.590.