

LCB File No. R111-99

**PROPOSED REGULATION OF THE
STATE BOARD OF PHARMACY**

NAC 453.420 Dispensing of schedule II controlled substance in emergency. In an emergency situation, a pharmacist may dispense a controlled substance listed in schedule II upon receiving the oral authorization of a prescribing individual practitioner, if:

1. The quantity prescribed and dispensed is limited to the amount adequate to treat the patient during the emergency period. Any dispensing beyond the emergency period must be pursuant to a written prescription signed by the prescribing practitioner.

2. The pharmacist immediately reduces the prescription to writing and:

(a) The prescription contains all information required pursuant to NAC 453.440, except for the signature of the prescribing practitioner;

(b) He writes on its face “Authorization for Emergency Dispensing” and the date of the oral order; and

(c) He makes a reasonable effort to determine that the oral authorization came from a registered practitioner when the practitioner is not personally known to him, which may include a telephone call to the practitioner’s telephone number as listed in the telephone directory, or other attempts in good faith to verify the practitioner’s identity; and;

3. The prescribing practitioner, within **72 hours** [7 days] after authorizing an emergency oral prescription, causes a written prescription for the emergency quantity prescribed to be delivered to the dispensing pharmacist. The written prescription may be delivered to the pharmacist in person or by mail, but if delivered by mail it must be postmarked within the **72 hour** [7 day] period. Upon receipt, the dispensing pharmacist shall attach this prescription to the oral emergency prescription which had earlier been reduced to writing. The pharmacist must notify the board if the prescribing practitioner fails to deliver a written prescription to him, and the failure of the pharmacist to do so voids his authority to dispense without a written prescription of a prescribing practitioner pursuant to this section.