

LCB File No. R039-04

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

**AMENDMENT TO THE REGULATIONS REGARDING
POST-DATED CII PRESCRIPTIONS
(2/9/04)**

Section 1. NAC 453.450 is hereby amended as follows:

1. A pharmacist may dispense a controlled substance listed in schedule II only pursuant to:
 - (a) A written prescription, including a written prescription described in subsection 1 of NAC 639.711 that is transmitted by a practitioner or his agent by a facsimile machine to a pharmacy; or
 - (b) An emergency oral prescription authorized by a prescribing practitioner pursuant to NAC 453.420.
2. If a prescription for a controlled substance listed in schedule II is written on the same prescription blank with a prescription for another drug, the pharmacy or dispensing practitioner shall maintain the original prescription blank in the file maintained pursuant to NAC 453.480 for controlled substances listed in schedule II. After the prescription for the controlled substance listed in schedule II is filled, the pharmacy or dispensing practitioner shall make a copy of the prescription blank for each of the other prescriptions written on that prescription blank and file the copy of the prescription blank in the appropriate file maintained pursuant to NAC 453.480. Each copy of the prescription blank filed must include a reference to the serial number of the prescription for a controlled substance listed in schedule II.
3. Each prescription for a controlled substance listed in schedule II must, immediately after filling, be conspicuously cancelled on its face. The cancellation must include the date on which it was filled and the signature and certificate number of the pharmacist who filled it.
4. *A practitioner may issue a prescription for a controlled substances listed in schedule II on which he may indicate that the prescription cannot be filled until a date later than 14 days from the date of issuance but not later than 6 months after the date of issue by using the phrases, "Do not fill before [date]" or "Do not dispense until [date]" or words of similar import. For any prescription on which a practitioner has made an indication pursuant to this paragraph, the date indicated by the practitioner as being the date on which the prescription may first be filled becomes the date within 14 days of which the prescription must thereafter be filled.*