

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

LCB File No. R033-09

July 10, 2009

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

AUTHORITY: §§1 and 2, NRS 639.070.

A REGULATION relating to medical products; specifying the qualifications for an administrator of a medical products provider or medical products wholesaler; and providing other matters properly relating thereto.

Section 1. NAC 639.694 is hereby amended to read as follows:

639.694 1. ~~[Each]~~ *Except as otherwise provided in subsection 4, each* medical products provider or medical products wholesaler shall ~~[have]~~ *employ* an administrator at all times. The administrator must ~~[be a]~~ :

(a) *Be a* natural person ~~[who is]~~ ;

(b) *Have a high school diploma or its equivalent;*

(c) *Have:*

(1) *At least 1,500 hours of verified work experience relating to the products provided by the medical products provider or medical products wholesaler; or*

(2) *An associate's degree or higher degree from an accredited college or university in a field of study that is directly related to patient health care;*

(d) *Be* employed by the medical products provider or medical products wholesaler at the place of business or facility of the employer at least 40 hours per week or during all regular business hours if the business or facility is regularly open less than 40 hours per week ~~[;]~~ ; *and*

(e) Be approved by the Board.

2. The administrator shall ensure that the operation of the business or facility complies with all applicable federal, state and local laws, regulations and rules.

~~{2-}~~ 3. A medical products provider or medical products wholesaler shall notify the staff of the Board of the cessation of employment of an administrator within 3 business days after ~~{such}~~ *the* cessation ~~{-}~~ *of the employment.* A medical products provider or medical products wholesaler shall notify the staff of the Board of the employment of a new administrator within 3 business days after ~~{such}~~ *the beginning of the* employment.

~~{3-}~~ 4. A medical products provider or medical products wholesaler may not operate for more than 10 business days without an administrator. The Board may summarily suspend the operation of a business or facility that operates without an administrator.

Sec. 2. The amendatory provisions of subsection 1 of section 1 of this regulation apply only to a person who begins employment as an administrator of a medical products provider or medical products wholesaler on or after the effective date of this regulation.