

# PROPOSED REGULATION OF THE STATE BOARD OF PHARMACY

LCB File No. R016-13

## Proposed Amendment to NAC 639.050

**Purpose of Proposed Amendment:** Amends the rule that presently requires an agent of the Board to be present when wasting certain controlled substances. Amendment will allow facilities to waste controlled substances without an agent of the Board present.

### **NAC 639.050 Storage and destruction of certain controlled substances.**

1. Upon the discontinuance of a controlled substance, a controlled substance becoming outdated or the demise of a patient at a facility for skilled nursing or facility for intermediate care which is licensed by the Health Division, any remaining controlled substance dispensed to the patient must be placed in a secured locked compartment. The controlled substance must be secured in the locked container until destroyed in the manner prescribed in NAC 639.498.

2. Each practitioner or pharmacy shall physically separate each controlled substance which is outdated, damaged, deteriorated, misbranded or adulterated from the balance of its stock medications. ~~The controlled substances must be held for destruction by an agent of the Board. The agent shall provide the practitioner or pharmacy with a copy of the Controlled Substance Enforcement Administration form 41 (“Registrants Inventory of Controlled Substances Surrendered”) acknowledging destruction of the controlled substances. The~~ *Such* controlled substances must be destroyed at least once each year. *The practitioner or pharmacy must complete a Controlled Substance Enforcement Administration form 41 (“Registrants Inventory of Controlled Substances Surrendered”) acknowledging destruction of the controlled substances.*

3. This section does not apply to controlled substances packaged in manufacturer’s unit-dose packages which are governed by the provisions of NRS 639.267.