

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

**LCB File No. R132-17**

November 30, 2017

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

AUTHORITY: §1, NRS 639.070 and 639.1375.

A REGULATION relating to pharmacy; revising provisions concerning the authority of certain advanced practice registered nurses to dispense controlled substances, poisons, dangerous drugs and devices; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law authorizes an advanced practice registered nurse who meets certain requirements to dispense controlled substances, poisons, dangerous drugs and devices. (NRS 639.1375) Existing regulations provide that such an advanced practice registered nurse has the authority to dispense controlled substances, poisons, dangerous drugs and devices only: (1) for a legitimate medical purpose within his or her scope of practice; (2) in amounts not to exceed a 30-day supply; and (3) in such amounts as are authorized by his or her collaborating physician, if any. (NAC 639.879) This regulation revises the amounts of controlled substances, poisons, dangerous drugs and devices that an advanced practice registered nurse is authorized to dispense to an amount that does not exceed the lesser of: (1) the amounts that the advanced practice registered nurse is authorized to prescribe; (2) a 365-day supply; or (3) such amounts as are authorized by his or her collaborating physician, if any.

**Section 1.** NAC 639.879 is hereby amended to read as follows:

639.879 1. An advanced practice registered nurse who dispenses drugs to a patient shall do so in accordance with:

- (a) All applicable statutes and regulations; and
- (b) The agreement between the advanced practice registered nurse and his or her collaborating physician, if any.

2. Except as otherwise provided in subsection 3, an advanced practice registered nurse who is authorized to dispense controlled substances, poisons, dangerous drugs and devices or to dispense poisons, dangerous drugs and devices may dispense a controlled substance, poison, dangerous drug and device or a poison, dangerous drug and device, as applicable, only:

(a) For a legitimate medical purpose that is within the scope of practice in which the advanced practice registered nurse is trained, qualified and competent and subject to any limitations prescribed by the State Board of Nursing pursuant to NRS 632.237; *and*

(b) In amounts not to exceed ~~1a 30-day supply; and~~

~~—(c) In such~~ *the lesser of:*

*(1) The amounts that he or she is authorized to prescribe pursuant to NAC 639.854;*

*(2) A 365-day supply; or*

*(3) Such* amounts as are authorized by his or her collaborating physician, if any.

3. An advanced practice registered nurse who is authorized to dispense dangerous drugs may dispense any method of birth control in any quantity ordered by prescription.