

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

LCB File No. R070-19

October 18, 2019

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

AUTHORITY: §1, NRS 639.070.

A REGULATION relating to pharmacy; requiring certain matters relating to discipline and practice without the appropriate license, certificate or permit to be reported to certain entities; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

Existing law authorizes the State Board of Pharmacy to: (1) conduct administrative proceedings to deny, suspend or revoke a person’s registration to engage in the dispensing of a controlled substance in this State; (2) impose discipline on a holder of a certificate, license or permit issued by the Board; and (3) take certain actions against a person who practices or offers to practice pharmacy without the appropriate license, certificate or permit. (NRS 453.241, 639.255, 639.2895)

This regulation provides that if the Board takes action on a person’s registration, imposes discipline on a holder of a certificate, license or permit issued by the Board or takes certain actions against a person for unauthorized practice, the Board must provide a copy of its order or decision to the National Practitioner Data Bank pursuant to federal law and to any professional licensing board or agency which has issued a license, registration, certificate or permit to the person.

Section 1. Chapter 639 of NAC is hereby amended by adding thereto a new section to read as follows:

1. If the Board:

- (a) Denies, suspends or revokes a registration of a person pursuant to NRS 453.241;***
- (b) Imposes discipline on a person pursuant to NRS 639.255; or***

(c) Issues a final decision of a determination pursuant to NRS 639.2895 that a person has violated subsection 1 of NRS 639.100, subsection 1 of NRS 639.2813 or NRS 639.285, ↪ the Board must disseminate copies of the order or decision, as applicable, of the Board as provided in subsection 2.

2. Copies of an order or decision described in subsection 1 must be provided by the Board to:

(a) The National Practitioner Data Bank pursuant to 42 U.S.C. § 1396r-2 and 45 C.F.R. Part 60; and

(b) Any other professional licensing board or agency of this State or another state that has issued a license, registration, certificate or permit to the person who is the subject of the order or decision, as applicable.