

LCB File No. R018-03

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

(This proposed regulation was previously adopted as LCB File No. T024-03)

AMENDMENT TO THE PHARMACY COMPUTER REGULATIONS

Section 1. NAC 639.914 is hereby amended as follows:

NAC 639.914 Maintenance and availability of information relating to operation; entrance of each prescription into system required; issuance of consecutive numbers for prescriptions. Each pharmacy that uses a computerized system to record information concerning prescriptions must:

1. Maintain and make available, upon request, the information relating to the operation of the computerized system to:
 - (a) A pharmacist employed by the pharmacy; or
 - (b) The board or any of its agents or investigators.
2. Enter into the system each prescription filled at the pharmacy.
3. Ensure, for the maintenance of files of prescriptions required by [NAC 453.480](#), that the numbers assigned to the prescriptions are issued consecutively and that each number is recorded in a manner that ensures that each number is assigned to a prescription or is otherwise accounted for by the pharmacy.

Section 2. NAC 639.930 is hereby amended as follows:

NAC 639.930 Safeguards against access to and manipulation of information. The system must have adequate safeguards to:

1. Prevent access by a person who is not authorized to obtain information *and to a person who is not authorized to modify or manipulate information* from the system; and
2. Identify *regarding* any modification or manipulation of information concerning a prescription~~[-]~~:
 - (a) *That a modification or manipulation was made;*
 - (b) *The date the modification or manipulation was made;*
 - (c) *The person who made the manipulation; and*
 - (d) *The substance of the manipulation.*
3. *Prevent the removal of any prescription record once the pharmacy's computer system has assigned the prescription record a unique number.*

Section 3. NAC 639.935 is hereby amended as follows:

NAC 639.935 Printed record of contents.

1. The computerized system must be able to produce a printed record of its contents in a manner that permits an audit of each prescription.

2. The printed record must be provided to the person who requests the record pursuant to [NRS 639.238](#) ~~[within 7 business days after he requests the record]~~ *immediately or at a later time agreed to by the person requesting the record and the pharmacist.*

3. The computerized system must be able to produce a printed record of:

(a) All prescriptions for controlled substances or dangerous drugs filled by the pharmacy on a particular day;

(b) All prescriptions filled by the pharmacy for a particular controlled substance or dangerous drug within the period specified by the person who requests the record pursuant to [NRS 639.238](#);

(c) All prescriptions filled by the pharmacy which are prescribed by a particular practitioner;

(d) All prescriptions filled by the pharmacy for a particular patient; ~~[and]~~

(e) All patients for whom prescriptions for a particular controlled substance or dangerous drug are filled by the pharmacy~~[.]~~ ;

(f) The history of a prescription at the pharmacy, including a record of all refills, returns to stock, modifications or manipulations regarding the prescription, and any other acts related to the processing, filling, or dispensing of the prescription.

4. *The computerized system may print a record for a patient that does not contain all of the information that must be maintained pursuant to NAC 639.930(2), but the computerized system must be able to print a record that contains all of the information that must be maintained pursuant to NAC 639.930(2) upon the request of a board member, the board's investigator, or the board's inspector.*