

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

LCB File No. R018-03

July 30, 2003

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

AUTHORITY: §§1 and 2, NRS 639.070.

Section 1. NAC 639.930 is hereby amended to read as follows:

639.930 The *computerized* system must have adequate safeguards to:

1. Prevent access by a person who is not authorized to obtain information from the system;

~~[and]~~

2. *Prevent access by a person who is not authorized to modify or manipulate information in the system;*

3. Identify ~~[any modification or manipulation of]~~ :

(a) *Whether* information *in the system* concerning a prescription ~~[]~~ *has been modified or manipulated;*

(b) *The manner in which the information in the system concerning a prescription has been modified or manipulated;*

(c) *The date on which the information in the system concerning a prescription was modified or manipulated; and*

(d) *The person who modified or manipulated the information in the system concerning a prescription;*

4. *Maintain the information identified pursuant to subsection 3; and*

5. Prevent the removal of a record of a prescription after the system has assigned a number to the prescription.

Sec. 2. NAC 639.935 is hereby amended to read as follows:

639.935 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]~~ ***immediately*** after he requests the record ~~[]~~ ***or at a time agreed to by the pharmacist and the person who requests the record.***

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 information required to be identified and maintained pursuant to subsections 3 and 4 of NAC 639.930; and

(g) The history of each prescription filled by the pharmacy, including, without limitation, a record of each:

(1) Refill of the prescription;

(2) Return of the prescription drug to stock;

(3) Modification or manipulation of information concerning the prescription; and

(4) Other act related to the processing, filling or dispensing of the prescription.

4. A pharmacist who is employed by a pharmacy that uses a computerized system:

(a) May, except as otherwise provided in NRS 639.238, print a record for a patient that does not include all of the information required to be identified and maintained pursuant to subsections 3 and 4 of NAC 639.930; and

(b) Shall, upon request by a member, inspector or investigator of the Board, print a record that includes any or all of the information required to be identified and maintained pursuant to subsections 3 and 4 of NAC 639.930.