

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

LCB File No. R039-04

March 23, 2004

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

AUTHORITY: §1, NRS 453.221, 453.385 and 639.070.

A REGULATION relating to controlled substances; establishing certain requirements for a practitioner who wishes to indicate that a prescription for a controlled substance listed in schedule II may not be filled until a later date; and providing other matters properly relating thereto.

Section 1. NAC 453.450 is hereby amended to read as follows:

453.450 1. A pharmacist may dispense a controlled substance listed in schedule II only pursuant to:

(a) A written prescription, including a written prescription described in subsection 1 of NAC 639.711 that is transmitted by a practitioner or his agent by a facsimile machine to a pharmacy;

or

(b) An emergency oral prescription authorized by a prescribing practitioner pursuant to NAC 453.420.

2. If a prescription for a controlled substance listed in schedule II is written on the same prescription blank with a prescription for another drug, the pharmacy or dispensing practitioner shall maintain the original prescription blank in the file maintained pursuant to NAC 453.480 for

controlled substances listed in schedule II. After the prescription for the controlled substance listed in schedule II is filled, the pharmacy or dispensing practitioner shall make a copy of the prescription blank for each of the other prescriptions written on that prescription blank and file the copy of the prescription blank in the appropriate file maintained pursuant to NAC 453.480. Each copy of the prescription blank filed must include a reference to the serial number of the prescription for a controlled substance listed in schedule II.

3. Each prescription for a controlled substance listed in schedule II must, immediately after filling, be conspicuously cancelled on its face. The cancellation must include the date on which it was filled and the signature and certificate number of the pharmacist who filled it.

4. A practitioner who wishes to issue a prescription for a controlled substance listed in schedule II on which it is indicated that the prescription may not be filled until a future date must use the phrase “Do not fill before (date)” or “Do not dispense until (date)” or other similar words on the prescription to indicate that the prescription may not be filled before the date indicated. The date indicated by the practitioner must be later than 14 days after the date the prescription is written and not later than 6 months after the date the prescription is written. The date indicated by the practitioner is the date of issue for the purposes of subsection 4 of NRS 453.431.