Potpourri Notice

Department of Health and Hospitals
Board of Pharmacy

Pharmacy Records (LAC 46:LIII.Chapters 11, 12, and 15)

In accordance with the provisions of the Administrative Procedure Act (La. R.S. 49:950 *et seq.*) and the Pharmacy Practice Act (La. R.S. 37:1161 *et seq.*), the Board of Pharmacy published its Notice of Intent in the March 2014 edition of the Louisiana Register, specifying its proposal to amend several sections within *Chapter 11 – Pharmacies*, as well as Section 1213 in *Chapter 12 – Automated Medication Systems* and Sections 1503 and 1509 in *Chapter 15 – Hospital Pharmacy* to update the rules relative to pharmacy records and recordkeeping requirements. As indicated in the notice, the Board conducted a public hearing on April 29 to receive comments and testimony on the proposal.

During the Board's consideration of those comments and testimony during its subsequent meeting on May 7, they agreed with a request to revise the original proposal by deleting the requirement for positive identification in favor of simple identification for two specific types of records maintained by pharmacies. In particular, the Board has agreed to revise the original proposal by deleting the word "positive" in the following four locations in the original proposal:

- §1124.B.3.c.vii;
- §1124.B.3.d.iv;
- §1509.A.3.c.vii; and
- §1509.A.3.d.iv.

The Legislative Fiscal Office has evaluated the impact of the proposed revisions of the original proposal and has opined the suggested revisions would not adversely increase any cost to the stakeholders, and may very well lower any costs associated with implementation of positive identification.

Interested persons may submit written comments to Malcolm J Broussard, Executive Director, Louisiana Board of Pharmacy, 3388 Brentwood Drive, Baton Rouge, Louisiana 70809-1700. He is responsible for responding to inquiries regarding this proposed rule as well as these proposed revisions to the original proposal. A public hearing on these proposed revisions to the original proposal is scheduled for Tuesday, September 30, 2014 at 9:00 a.m. in the Board office. At that time, all interested persons will be afforded an opportunity to submit data, views, or arguments, either orally or in writing. The deadline for the receipt of all comments is 12:00 noon that same day.

Malcolm J Broussard
Executive Director
Louisiana Board of Pharmacy

Louisiana Administrative Code

Title 46 – Professional and Occupational Standards

Part LIII: Pharmacists

Chapter 11. Pharmacies

Subchapter B. Pharmacy Records

…

§1124. Records of Pharmacy Services for Patients in Licensed Healthcare Facilities Other than Hospitals

…

B. Drug Distribution and Control

…

3. Records. The pharmacist-in-charge shall be responsible for maintaining the following records:

…

c. A record of all drugs compounded or prepackaged for use only within that facility, which shall include at least the following:

…

vii. Identification of the licensed person responsible for the compounding or prepackaging of the drug.

d. A record of the distribution of drugs to patient care areas and other areas of the facility held for administration, which shall include at least the following:

…

iv. Identification of the individual receiving the drug if it is a controlled dangerous substance.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.
HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR

…

Chapter 15. Hospital Pharmacy

…

§1509. Drug Distribution and Control

A. The hospital pharmacist-in-charge shall be responsible for the safe and efficient procurement, receipt, distribution, control, accountability, and patient administration and management of drugs. The staff of the hospital pharmacy shall cooperate with the pharmacist-in-charge in meeting drug control requirements in ordering, administering, and accounting for pharmaceuticals.

…

3. Records. The pharmacist-in-charge shall be responsible for maintaining the following records:

…

c. A record of all drugs compounded or prepackaged for use only within that hospital, which shall include at least the following:

…

vii. Identification of the licensed person responsible for the compounding or prepackaging of the drug.

d. A record of the distribution of drugs to patient care areas and other areas of the hospital held for administration, which shall include at least the following:

…

iv. Identification of the individual receiving the drug if it is a controlled dangerous substance.

…

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 29:2903 (October 2003), effective January 1, 2004, amended LR