

Louisiana Administrative Code

Title 46 – Professional and Occupational Standards

Part LIII: Pharmacists

Chapter 25. Prescriptions, Drugs, and Devices

Subchapter B. Prescriptions

§2511. Prescriptions

A. Definitions. As used in this Chapter, the following terms shall have the meaning ascribed to them in this Section:

Electronic Prescription – a prescription transmitted in electronic form.

Practice Affiliation – a practice relationship, collaboration, or practice under the supervision of a physician licensed to practice medicine.

Prescription or Prescription Drug Order – an order from a practitioner authorized by law to prescribe for a drug or device that is patient specific and is communicated by any means to a pharmacist in a permitted pharmacy, and is to be preserved on file as required by law or regulation.

B. Requirements. A prescription shall contain the following data elements:

1. Prescriber’s name, licensure designation, address, telephone number, and if applicable for a controlled substance, the Drug Enforcement Administration (DEA) registration number;
2. Patient’s name, and if applicable for a controlled substance, address, gender, and date of birth;
3. Date prescription issued by the prescriber;
4. Name of drug or device, and if applicable, strength if applicable, and quantity to be dispensed;
5. Directions for use;
6. Signature of prescriber; and
7. Refill instructions, if any. In the absence of refill instructions on the original prescription, the prescription shall not be refilled.

B C Written Prescriptions. A written prescription shall conform to the following format:

1. The prescription form shall be of a size not ~~be~~ less than four inches by five inches, and shall bear a single printed signature line.
2. The prescription form shall clearly indicate the authorized prescriber’s name, licensure designation, address, telephone number, and, if ~~applicable~~ for a controlled substance, the Drug Enforcement Administration (DEA) registration number. In the event that multiple practitioners are identified on the prescription form, the authorizing prescriber’s specific identity shall be clear and unambiguous. This identification may be indicated by any means,

- 40 including but not limited to, a marked check box next to, or circling the authorizing
41 prescriber's printed name.
- 42 3. ~~If the authorized prescriber is a non-physician, the prescription form shall clearly indicate the~~
43 ~~authorized prescriber's practice affiliation. The affiliated physician's name, address, and~~
44 ~~telephone number shall appear on the prescription form.~~
- 45 4. No prescription form shall contain more than four prescription drug orders, when they are
46 recorded in handwritten form. When recorded in printed form, this limitation shall not apply.
47 Each prescription drug order recorded on the form shall provide the following:
- 48 a. Check box labeled "Dispense as Written", or "DAW", or both; and
49 b. The number of refills, if any.
- 50 • A practitioner may sign a paper prescription in the same manner as he would sign a check or
51 legal document (e.g., J. H. Smith or John H. Smith). The prescription shall be written with
52 ink or indelible pencil, typewriter, or printed on a computer printer and shall be manually
53 signed by the practitioner. A computer-generated prescription that is printed out or faxed by
54 the practitioner must be manually signed.
- 55 5. Forms used by pharmacists to record telephoned or transferred prescriptions are exempt from
56 the format requirements listed above.
- 57 6. Equivalent Drug Product Interchange
- 58 a. The pharmacist shall not select an equivalent drug product when the prescriber
59 handwrites a mark in the check box labeled "Dispense as Written", or "DAW", or
60 both, and personally handwrites his signature on a printed single signature line.
61 Otherwise, the pharmacist may select an equivalent drug product provided the
62 patient has been informed of, and has consented to, the proposed cost saving
63 interchange.
- 64 b. In the event an authorized prescriber has indicated that an equivalent drug product
65 interchange is prohibited by handwriting a mark in the check box labeled
66 "Dispense as Written" or "DAW" or both, then a non-licensed, non-certified, or
67 non-registered agent of the pharmacy shall not inquire as to a patient's desire for an
68 equivalent drug product interchange.
- 69 c. For prescriptions reimbursable by Medicaid ~~or Medicare~~, the authorized prescriber
70 may only prohibit equivalent drug product interchange by handwriting the words
71 "brand necessary" or "brand medically necessary" on the face of the prescription
72 order or on a sheet attached to the prescription order.

73 € D Oral Prescriptions

- 74 1. Upon receipt of an oral prescription from an authorized prescriber, the pharmacist or his agent
75 shall reduce the order to a written form prior to dispensing the medication. In the event a non-

76 pharmacist transcribes such a prescription, the supervising pharmacist shall initial or
77 countersign the prescription form prior to processing the prescription. As an alternative to
78 recording such prescriptions on paper forms, a pharmacist, pharmacy intern, or pharmacy
79 technician may enter the prescription information directly into the pharmacy's dispensing
80 information system.

- 81 2. The pharmacist shall not select an equivalent drug product when the authorized prescriber or
82 his agent has verbally indicated a specific brand name drug or product is ordered.
- 83 3. The pharmacist may select an equivalent drug product if the authorized prescriber or his agent
84 has given his approval to the equivalent drug product interchange. The patient shall be
85 informed of, and consent to, the proposed cost saving interchange.

86 DE Electronic Prescriptions

- 87 1. The prescription shall clearly indicate the authorized prescriber's name, licensure designation,
88 address, telephone number, and if applicable for a controlled substance, DEA registration
89 number.
- 90 2. If the authorized prescriber is a non-physician, the prescription form shall clearly indicate the
91 authorized prescriber's practice affiliation. The affiliated physician's name, address, and
92 telephone number shall appear on the prescription form.
- 93 3. The pharmacist shall not select an equivalent drug product when the prescriber indicates in
94 the check box labeled "Dispense as Written" or "DAW" or both, and electronically transmits
95 his signature on the formatted single signature line. Otherwise, the pharmacist may select an
96 equivalent drug product, provided the patient has been informed of, and consents to, the
97 proposed cost saving interchange.
- 98 4. Facsimile Prescription.
- 99 a. The receiving facsimile machine of a prescription transmitted by facsimile shall be
100 located within the pharmacy department.
- 101 b. The prescription transmitted by facsimile shall be on a non-fading legible medium.
- 102 c. All requirements applicable to written prescriptions in Subsection (B) shall apply to
103 facsimile prescriptions, except Subsection (B)(6)(c).

104 EF Exclusion. The provisions of this Section shall not apply to medical orders written for patients in
105 facilities licensed by the Department of Health and Hospitals.

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

108 HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 14:708
109 (October 1988), amended LR 29:2102 (October 2003), effective January 1, 2004, amended LR 39:

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