

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 14:708 (October 1988), effective January 1, 1989, amended LR 23:1307 (October 1997), amended LR 29:2099 (October 2003), effective January 1, 2004.

§2109. Medication Transfers

- A. In facilities licensed by the Department of Health and Hospitals where United States Pharmacopeia (USP) storage requirements can be assured, prescription drugs, except controlled dangerous substances, dispensed in unit dose or in individually sealed doses may be transferred to a permitted charitable pharmacy for relabeling and dispensing to indigent patients, free of charge, pursuant to a valid prescription order.
 1. The pharmacist-in-charge of the permitted charitable pharmacy shall be responsible for determination of suitability of the product for reuse.
 - a. No product where integrity cannot be assured shall be accepted for re-dispensing by the pharmacist.
 - b. A re-dispensed prescription medication shall be assigned the expiration date stated on the package.
 - c. No product shall be re-dispensed more than one time.
 2. Pursuant to a voluntary agreement between the facility licensed by the Department of Health and Hospitals and a pharmacy holding a charitable pharmacy permit from the board, prescription drugs, except controlled dangerous substances, may be transferred from the facility to the pharmacy provided the following procedures are satisfied;
 - a. The physical transfer shall be accomplished by an individual authorized to do so by the charitable pharmacy.
 - b. The patient from whom the prescription medication was obtained shall document their consent for the donation; the consent shall be maintained on file at the facility.
 - c. The patient's name, prescription number, and any other identifying marks, shall be obliterated from the packaging prior to removal from the facility.
 - d. The drug name, strength, and expiration date shall remain on the medication package or label.
 - e. An inventory list of the drugs shall accompany the drugs being transferred. The list shall contain, at a minimum, the medication name, strength, quantity, and expiration date.
 - f. Expired drugs shall not be transferred. In the event expired drugs are received by a charitable pharmacy, the pharmacist-in-charge shall destroy them as required by law
- B. Under no circumstances may these transferred medications be re-distributed to another location.

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§2111. Prohibitions

- A. A charitable pharmacy shall not purchase, possess, trade, distribute, or dispense controlled dangerous substances.
- B. A charitable pharmacy shall not be operated, or in any way associated, with any for-profit pharmacy permitted in this state or any other jurisdiction.

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