Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LIII. Pharmacists

Chapter 1. Introduction

§109. Standing Board Committees

A. – B. …

C. Application Review Committee. The Application Review Committee shall consist of at least three board members appointed by the president. The committee reviews applications referred by the administrative officers and submits its recommendations to the full board.

D. – F. …

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 29:2076 (October 2003), effective January 1, 2004, amended LR

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§113. Rulemaking Procedures

A. Petitions from Interested Persons

1. All petitions for the adoption, amendment, or repeal of a rule shall be submitted in writing. Petitions must be legibly printed or typed and delivered to the Board office by United States Postal Service, another delivery service (including electronic mail), or by personal delivery.

A.2. – C.1. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 49:953.

HISTORICAL NOTE: Promulgated by the Department of Health, Board of Pharmacy, LR 46:586 (April 2020), amended LR

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Chapter 3. Board Hearings

§301. Board Hearing Procedures and Jurisdiction

A. Person. The board has jurisdictional authority over the person practicing pharmacy, assisting in the practice of pharmacy, operating a pharmacy, or otherwise licensed, registered, certified, or permitted by the board. A person is defined in R.S. 37:1164 of the Pharmacy Practice Act.

B. - D. …

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 29:2077 (October 2003), effective January 1, 2004, amended LR

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Chapter 5. Pharmacists

§505. Licensure

A. - A.1.b. …

2. Expired License. A pharmacist license that has not been renewed by December 31 of each year shall expire and be null and void. The holder of an expired license may submit a written request, complete with any supporting documentation, for reinstatement to the board. The request may be referred preliminarily to the board's reinstatement

committee for an informal hearing and recommendation that may be considered by the board at its next regularly scheduled meeting. The board may reinstate an expired license upon payment of applicable annual, delinquent, and lapsed license fees pursuant to Section 115 of this Part and other conditions as the board deems appropriate.

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 29:2083 (October 2003), effective January 1, 2004, LR 33:1124 (June 2007), LR 38:1234 (May 2012), amended by the Department of Health, Board of Pharmacy, LR 46:1227 (September 2020), amended LR

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§507. Continuing Education Program

A. - B.4. …

C. Requirements

1. A minimum of 1 1/2 ACPE or board-approved CPE units, or 15 hours, shall be required each year as a prerequisite for pharmacist licensure renewal. Of this number, no less than 3/10 ACPE or board-approved CPE units, or three hours, shall be acquired through live presentations, as designated by ACPE or the board. Alternatively, should a pharmacist choose to not acquire at least 3/10 ACPE or board-approved CPE units, or three hours, through live presentations, then he shall acquire an additional 5/10 ACPE or board-approved CPE units, or five hours, through any other acceptable method, over and above the minimum requirement, for a total of two ACPE or board-approved CPE units, or 20 hours.

a. The board accepts Interprofessional Continuing Education (IPCE) credit awarded by a provider with Joint Accreditation (JA), for the purpose of meeting the continuing education requirements for renewal.

b. Nuclear pharmacists shall complete at least five hours of their required continuing education related to applications and procedures specific to nuclear pharmacy.

c. Pharmacists who perform sterile compounding shall complete at least one hour of their required continuing education related to sterile drug preparation, dispensing, and utilization.

d. Pharmacists who administer medications shall complete at least one hour of their required continuing education related to medication administration.

C.2. – D.3. …

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 23:1306 (October 1997), LR 29:2083 (October 2003), effective January 1, 2004, LR 33:1125 (June 2007), amended by the Department of Health, Board of Pharmacy, LR 46:569 (April 2020), amended LR

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Chapter 9. Pharmacy Technicians

§907. Scope of Practice

A. - A.1. …

B. Pharmacy technician candidates shall not:

1. - 3. …

4. compound Category 3 sterile preparations, as defined by the United States Pharmacopeia (USP), or compound sterile preparations from nonsterile starting ingredients.

B.5. - C.3. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1212.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 30:2486 (November 2004), effective January 1, 2005, amended LR 32:1049 (June 2006), amended by the Department of Health, Board of

Pharmacy, LR 43:2498 (December 2017), effective January 1, 2018, amended LR 48:496 (March 2022), amended LR 49:1558 (September 2023), amended LR

§909. Continuing Education

A. A minimum of one technician-specific ACPE or board-approved CPE unit, or 10 credit hours, shall be required each year as a prerequisite for annual renewal of a pharmacy technician certificate. Such CPE units shall be credited in the 12-month period prior to the expiration date of the certificate.

1. The board accepts Interprofessional Continuing Education (IPCE) credit awarded by a provider with Joint Accreditation (JA), for the purpose of meeting the continuing education requirements for renewal.

2. Certified pharmacy technicians who perform sterile compounding shall complete at least one hour of their required continuing education related to sterile drug preparation, dispensing, and utilization.

3. Certified pharmacy technicians who administer medications shall complete at least one hour of their required continuing education related to medication administration.

B. – D.3. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1212.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 30:2487 (November 2004), effective January 1, 2005, amended LR 39:1778 (July 2013), amended by the Department of Health, Board of Pharmacy, LR 43:2498 (December 2017), effective January 1, 2018, amended LR

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Chapter 11. Pharmacies

Subchapter A. General Requirements

§1103. Prescription Department Requirements

A. - G. …

H. References. Each pharmacy permit shall maintain access to current versions of the following:

1. applicable state and federal pharmacy laws and regulations; and

2. relevant reference materials applicable to the pharmacy's scope of practice.

I. - J. …

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 23:1310 (October 1997), amended LR 29:2087 (October 2003), effective January 1, 2004, LR 39:315 (February 2013), amended by Department of Health, Board of Pharmacy, LR 46:579 (April 2020), LR 47:1642 (November 2021), LR 48:497 (March 2022), LR 49:1556 (September 2023), amended LR 50:1156 (August 2024), amended LR

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Subchapter B. Pharmacy Records

§1119. Definitions

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

* * *

Password—Repealed.

Personal Identifier—Repealed.

Positive Identification— means a secure, unique, and verifiable method that indisputably links a practice of pharmacy activity or other function recorded in a pharmacy information system to the specific pharmacist, pharmacy intern, pharmacy technician, pharmacy technician candidate, or other personnel who performed the activity.

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 23:1312 (October 1997), LR 29:2090 (October 2003), effective January 1, 2004, LR 40:2252 (November 2014), effective January 1, 2015, amended by the Department of Health, Board of Pharmacy, LR 46:580 (April 2020), amended LR

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§1123. Records of Prescription Drug Orders and Chart Orders

A. Positive Identification. All pharmacy activities related to the practice of pharmacy, including but not limited to prescription entry, prospective drug utilization review, dispensing, and administration, shall be documented in the pharmacy information system with positive identification, as defined in Section 1119 of this Chapter, of the responsible pharmacist, pharmacy intern, pharmacy technician, or pharmacy technician candidate.

B. Pharmacy Information System. The pharmacy information system shall maintain complete and accurate records of all prescription and chart orders dispensed within the past two years. Such records shall be searchable by patient, prescriber, drug, and dispensing date, and shall be immediately retrievable in both printed and downloadable electronic formats. At a minimum, each record shall include:

1. prescription number;
2. date of issuance and date(s) of dispensing, including refills and partial fills;
3. patient name and address;
4. prescriber name and address;
5. directions for use;
6. drug name, strength, dosage form, and quantity prescribed;
7. quantity dispensed for each fill;
8. positive identification(s) of responsible pharmacy staff;
9. total number of refills authorized; and
10. a complete refill history, including the total number of refills or partial fills dispensed to date.

C. Backup System

1. Pharmacies shall perform a backup of the pharmacy information system at least once daily and ensure that all dispensing conducted during system downtime is documented and entered into the system upon its restoration.

D. Change Log. A log shall be maintained of all changes made to a prescription record after the prescription has been dispensed. Such log may be accessible to the pharmacist for review, but shall be protected from being altered in any way. At a minimum, the log shall contain the following information:

1. date and time of change;
2. change(s) made;
3. pharmacist making the change.

E. Filing and Retention

1. Hard copy prescriptions and chart orders shall be stored in numerical or date sequence; Schedule II drugs filed separately.

a. Electronic imaging retention of oral, faxed, or written prescriptions is permitted and may replace paper retention if the system captures and preserves exact images of both the front and back, and retains records for at least two years after the most recent transaction; controlled substances are excluded unless in conformance with 21 CFR Parts 1300-1399.

2. Electronic prescriptions must be retained for at least two years after the most recent transaction; hard copies optional.

F. Patient Profiles. Pharmacies shall maintain retrievable patient profiles, including but not limited to patient demographics, allergies, conditions, medications, and prescription history. Pharmacists shall ensure the accuracy of these records.

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 23:1312 (October 1997), amended LR 29:2090 (October 2003), effective January 1, 2004, LR 36:755 (April 2010), LR 40:2253 (November 2014), effective January 1, 2015, amended by the Department of Health, Board of Pharmacy, LR 46:580 (April 2020), LR 47:1643 (November 2021), amended LR

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

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 40:2255 (November 2014), effective January 1, 2015, amended by Department of Health, Board of Pharmacy, LR 46:582 (April 2020), repromulgated LR 46:694 (May 2020), Repealed LR

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Chapter 12. Automated Medication Systems

§1203. Automated Medication System Registration

A. – B.3. …

C. Application for Initial Issuance of Registration

1. ...

2. The application shall be accompanied by payment of the registration fee authorized by Section 115 of this Part.

3. – 5. …

D. Maintenance of Registration

1. ...

2. Repealed.

3. …

E. Application for Renewal of Registration

1. The pharmacy shall complete an application for the renewal of the registration and submit it to the board prior to the expiration date of the registration. The application shall be accompanied by the fee authorized by Section 115 of this Part.

E.2. – F.2. …

G. Application for Reinstatement of Suspended or Revoked Registration

1. …

2. The applicant shall complete an application form for this specific purpose supplied by the board and shall attach any documentation requested by the board and fees identified in Section 115 of this Part.

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 26:1271 (June 2000), effective July 1, 2000, amended LR 38:1235 (May 2012), amended by the Department of Health, Board of Pharmacy, LR 47:241 (February 2021), amended LR

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Chapter 15. Hospital Pharmacy

§1503. Definitions

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

* * *

Electronic Drug Record Keeping System - Repealed.

* * *

Password—Repealed.

Personal Identifier—Repealed.

Positive Identification— means a secure, unique, and verifiable method that indisputably links a practice of pharmacy activity or other function recorded in a pharmacy information system to the specific pharmacist, pharmacy intern, pharmacy technician, pharmacy technician candidate, or other personnel who performed the activity.

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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 29:2093 (October 2003), effective January 1, 2004, LR 33:1132 (June 2007), LR 39:1282 (May 2013), LR 40:2256 (November 2014), effective January 1, 2015, LR 41:2147 (October 2015), amended by Department of Health, Board of Pharmacy, LR 46:582 (April 2020), amended LR 46:793 (June 2020), amended LR

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§1525. Hospital Off-Site Satellite Pharmacy

A. Issuance and Maintenance of Permit

1. – 2. …

3. The applicant shall pay the fee for the initial issuance and renewal as specified in Section 115 of this Part.

A.4. – B.8. …

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

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 39:1283 (May 2013), amended by Department of Health, Board of Pharmacy, LR 46:583 (April 2020), amended LR

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Chapter 18. Correctional Center Pharmacy

§1803. Permit Application Procedures

A. Application for Initial Issuance of Permit

1. The applicant for a correctional center pharmacy permit shall complete the application form supplied by the board and submit it with the required attachments and appropriate fees, as set forth in Section 115 of this Part, to the board.

A.2. – C.2. …

C.3. An application for the reinstatement of an expired permit shall be referred to the board's reinstatement committee for consideration.

4. Applications requiring a reinstatement hearing shall be accompanied by payment of the administrative hearing fee authorized by Section 115 of this Part.

D. – D.3. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1226.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 38:1236 (May 2012), amended by the Department of Health, Board of Pharmacy, LR 46:572 (April 2020), amended LR

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§1811. Definitions - Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1226.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 38:1237 May 2012), repromulgated by the Department of Health, Board of Pharmacy, LR 46:572 (April 2020), repealed LR

§1813. Emergency Drug Kit Permit – Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1226.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 38:1237 (May 2012), amended by the Department of Health, Board of Pharmacy, LR 46:573 (April 2020), repealed LR

§1815. Emergency Drug Kit Requirements - Repealed

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1226.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 38:1238 (May 2012), amended by the Department of Health, Board of Pharmacy, LR 46:573 (April 2020), repealed LR

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Chapter 25. Prescriptions, Drugs, and Devices

Subchapter C. Compounding of Drugs

§2533. Definitions

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

Biological Safety Cabinet—Repealed.

Class 100 Environment—Repealed.

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Cytotoxic—Repealed.

* * *

Sterile Product—Repealed.

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 29:2105 (October 2003), effective January 1, 2004, LR 41:97 (January 2015), amended LR

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Chapter 30. Pharmacy Benefit Managers

§3005. Permitting Procedures

A. – C.2. …

D. Maintenance of Permit

1. ...

2. Repealed.

E. – E.2. …

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1253.

HISTORICAL NOTE: Promulgated by the Department of Health, Board of Pharmacy, LR 47:591 (May 2021), amended LR 48:2105 (August 2022), amended LR 49:1557 (September 2023), amended LR