Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LIII.   Pharmacists

Chapter 11. Pharmacies

Subchapter D.   Off-Site Services

§1145.   Remote Access to Prescription Drug Orders, Medical Orders, and Chart Orders

A.   Notwithstanding any provision of rules to the contrary, nothing shall prohibit a Louisiana-licensed pharmacist who is an employee of or under contract with a pharmacy in Louisiana from accessing that pharmacy's dispensing information system from a location other than the pharmacy in order to process prescription drug orders, medical orders, or chart orders, but only when all of the following conditions are satisfied:

   1.   the pharmacy establishes controls to protect the privacy and security of confidential records;

   2.   the pharmacist does not engage in the receiving of written prescription drug orders or medical orders or chart orders or the maintenance of such orders; and

   3.   no part of the pharmacy's dispensing information system is duplicated, downloaded, or removed from the pharmacy's dispensing information system.

A.   Notwithstanding any rule to the contrary, a Louisiana-licensed pharmacist or pharmacy technician employed by or contracted with a permitted pharmacy in Louisiana may remotely access that pharmacy's dispensing information system from a non-pharmacy location for the purpose of processing prescription drug orders, medical orders, or chart orders contained therein, provided all of the following conditions are met:

   1.   Privacy and Security Controls. The pharmacy shall establish and maintain appropriate safeguards to protect the privacy and security of all confidential records.

   2.   Supervision of Remote Pharmacy Technicians. When a pharmacy technician remotely accesses the dispensing information system, the pharmacy shall ensure that the supervising pharmacist:

      a.   provides direct and immediate supervision of the pharmacy technician through two-way audio and video communication;

      b.   has immediate access to the original order and any related documentation; and

      c.   reviews and verifies the accuracy of all entered information.

   3.   Data Protection. No part of the pharmacy's dispensing information system may be duplicated, downloaded, or removed from the system at any time.

   4.   Prohibition on Off-Site Record Handling. The receipt, retention, or storage of prescription drug orders, medical orders, or chart orders at any remote location outside the permitted pharmacy is strictly prohibited.

   5.   Policy and Procedure Manual. The pharmacy permit holder and the pharmacist-in-charge shall be responsible for the development and implementation of policies and procedures to address quality assurance standards for remote access and processing.

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

HISTORICAL NOTE: Promulgated by the Department of Health, Board of Pharmacy, LR 46:582 (April 2020), amended LR