

Louisiana Laws & Rules for Controlled Substances

Pharmacy Diversion Awareness Conference

Baton Rouge, LA

August 3-4, 2013

Discussion Guide

- Procurement & Inventory Requirement
- Prescriptive Authority
- Distribution
- Dispensing

Procurement & Inventory Requirement

- Buyer and seller must be licensed to conduct business in LA as well as by the DEA.
- Order for C-II drug requires a DEA-222 form (paper or electronic); C-III, IV, or V drug requires a purchase order (paper or electronic).
- DEA requires biennial inventory, but LA requires an annual inventory – and hospital pharmacies require perpetual inventory for C-I and C-II drugs.

Prescriptive Authority

- Physicians
- Dentists
- Veterinarians
- Nurse Practitioners
- Physician Assistants (no C-II)
- Optometrists (no C-II)
- Medical Psychologists (no narcotics)

Prescriptive Authority

- Schedules II-N and III-N indicate the non-narcotic drugs within the schedule.
- Where prescriptive authority is limited by law or restricted by board order (including alternative privileges), notations are placed on the CDS license as well as the Board website.

Distribution

- A pharmacy may distribute (without holding a distributor permit) controlled substances to a practitioner for dispensing (or administration) to his patients, or to a reverse distributor.
- Distributions by a pharmacy not holding a distributor permit shall not exceed 5% of the total number of dosage units of controlled substances dispensed and distributed during that calendar year.
- Filing of order form and invoice.

Dispensing

- C-II
- C-III, IV, and V
- Know Your Customer

Dispensing

Prescription for C-II Drug

- Verbal, written, fax, electronic.
- Expires 6 months after the date of issue.
- May change or add (except patient, date, drug, or signature).
- No refills; however, multiples permitted for up to 90-day supply.
- Partial filling permitted (72 hours vs 60 days)

Dispensing

Prescription for C-II Drug

- No limit on quantity prescribed.
- Maximum quantity to be dispensed per fill is the quantity entered on the prescription form.
- Labeling.
- Cancellation of prescription form.
- Filing of prescription form.

Dispensing

Prescription for C-III, IV, or V Drug

- Verbal, written, fax, electronic.
- Expires 6 months after the date of issue, unless authorized refills exhausted sooner.
- May be refilled up to 5 times; any refills remaining at 6 months after date of issue are voided.
- Partial filling permitted (up to 6 months).

Dispensing

Prescription for C-III, IV, or V Drug

- No limit on quantity prescribed.
- Maximum quantity to be dispensed per fill is the quantity entered on the prescription form.
- Filing of prescription form.
- Transfer of prescription information between pharmacies – if electronic, then limited by the number of refills; if not electronic, then only once, and then only by licensed pharmacists.

Dispensing

Know Your Customer

- Every pharmacy in which a controlled dangerous substance is physically obtained by a patient or a patient's agent shall require every person purchasing, receiving, or otherwise acquiring any controlled dangerous substance to produce a photo identification card, unless the patient or the patient's agent is known to the pharmacist. The person purchasing, receiving, or otherwise acquiring the controlled dangerous substance does not have to be the specific patient to whom the prescription is issued. *La. R.S. 40:971.E (2006)*
- Penalty for Violation - \$15,000

Final Review

- Procurement & Inventory Requirement
- Prescriptive Authority
- Distribution
- Dispensing

Final Review

Questions?

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