

PROPOSED REGULATION OF THE
STATE BOARD OF PHARMACY

LCB File No. R096-13

November 4, 2013

EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: §1, NRS 639.070.

A REGULATION relating to pharmacy; revising provisions relating to the transmission of information regarding dispensing of controlled substances to certain persons; and providing other matters properly relating thereto.

Section 1. NAC 639.926 is hereby amended to read as follows:

639.926 1. Each pharmacy that uses a computerized system to record information concerning prescriptions and that dispenses a controlled substance that is listed in schedule II, III or IV to a person who is not an inpatient of a hospital, correctional institution or nursing facility shall transmit to the Board or its agent the *following* information, *as applicable*, set forth in the 2011 ASAP [~~Telecommunications Format for Controlled Substances, 2005 edition,~~] Version 4.2 Standard for Prescription Monitoring Programs published by the American Society for Automation in Pharmacy. [~~which is~~] *The following Segments and the accompanying Data Elements of the Implementation Guide for the 2011 ASAP Version 4.2 Standard for Prescription Monitoring Programs are hereby adopted by reference* [~~except the information relating to the following field names:~~

—(a) Identifier;

- ~~—(b) Bin;~~
- ~~—(c) Version Number;~~
- ~~—(d) Transaction Code;~~
- ~~—(e) Compound Code;~~
- ~~—(f) DEA Suffix;~~
- ~~—(g) Date RX Written;~~
- ~~—(h) Number Refills Authorized;~~
- ~~—(i) RX Origin Code;~~
- ~~—(j) Customer Location;~~
- ~~—(k) Diagnosis Code;~~
- ~~—(l) Alternate Prescriber Number;~~
- ~~—(m) State;~~
- ~~—(n) Zip Code (Extended);~~
- ~~—(o) Triplicate Serial Number; and~~
- ~~—(p) Filler.] :~~

(a) The Segment entitled “TH Transaction Header” and the following Data Elements:

- (1) Version/Release Number;*
- (2) Transaction Control Number;*
- (3) Transaction Type;*
- (4) Response ID;*
- (5) Creation Date;*
- (6) Creation Time;*

SA

(7) *File Type; and*

(8) *Segment Terminator Character;*

(b) *The Segment entitled “IS Information Source” and the following Data Elements:*

(1) *Unique Information Source ID;*

(2) *Information Source Entity Name; and*

(3) *Message;*

(c) *The Segment entitled “PHA Pharmacy Header” and the following Data Elements:*

(1) *National Provider Identifier (NPI);*

(2) *DEA Number;*

(3) *Pharmacy or Dispensing Prescriber Name;*

(4) *Phone Number;*

(5) *Contact Name; and*

(6) *Chain Site ID;*

(d) *The Segment entitled “PAT Patient Information” and the following Data Elements:*

(1) *Last Name;*

(2) *First Name;*

(3) *Address Information - 1;*

(4) *City Address;*

(5) *State Address;*

(6) *ZIP Code Address;*

(7) *Phone Number;*

(8) *Date of Birth; and*

(9) *Gender Code;*

(e) *The Segment entitled “DSP Dispensing Record” and the following Data Elements:*

(1) *Reporting Status;*

(2) *Prescription Number;*

(3) *Date Written;*

(4) *Refills Authorized;*

(5) *Date Filled;*

(6) *Refill Number;*

(7) *Product ID Qualifier;*

(8) *Product ID;*

(9) *Quantity Dispensed;*

(10) *Days Supply;*

(11) *Transmission Form of Rx Origin Code;*

(12) *Classification Code for Payment Type; and*

(13) *Date Sold;*

(f) *The Segment entitled “PRE Prescriber Information” and the following Data Elements:*

(1) *National Provider Identifier (NPI);*

(2) *DEA Number;*

(3) *DEA Number Suffix;*

(4) *Last Name;*

(5) *First Name; and*

(6) *Phone Number;*

(g) The Segment entitled "CDI Compound Drug Ingredient Detail" and the following Data

Elements:

(1) Compound Drug Ingredient Sequence Number;

(2) Product ID Qualifier;

(3) Product ID;

(4) Component Ingredient Quantity; and

(5) Compound Drug Dosage Units Code;

(h) The Segment entitled "TP Pharmacy Trailer" and the Data Element Detail Segment Count; and

(i) The Segment entitled "TT Transaction Trailer" and the following Data Elements:

(1) Transaction Control Number; and

(2) Segment Count.

2. A copy of the publication may be obtained from the American Society for Automation in Pharmacy [~~492 Norristown Road, Suite 160, Blue Bell, Pennsylvania 19422, at no charge.~~] *at the Internet address <http://www.asapnet.org>, or by telephone at (610) 825-7783, for the price of \$175 for members and \$770 for nonmembers.*

3. ~~[If the pharmacy records in its computerized system, in addition to the information required pursuant to subsection 1, the:~~

~~—(a) Prescription type;~~

~~—(b) Payment type; or~~

~~—(c) Identity of the person picking up the prescription;~~

~~and its computerized system is capable of transmitting this information, the pharmacy shall include this information in its transmittal.~~

~~4.]~~ The pharmacy shall transmit the information required pursuant to this section not later than each Wednesday for the prescriptions filled from the immediately preceding Sunday through Saturday. If a Wednesday falls on a legal holiday, then the information must be reported on the next business day that is not a legal holiday.

~~5.]~~ 4. The information must be transmitted by means of a ~~form~~

~~(a) Form]~~ *form* of electronic data transmission approved by the Board, including, without limitation, a computer modem that can transmit information at the rate of 2400 baud or more. ~~;~~

~~(b) Computer disc; or~~

~~(c) Magnetic tape of the kind that is used to transmit information between computerized systems.]~~