

Prescriptive Authority

855-019-0400

Purpose

The purpose of rules OAR 855-019-0400 through 855-019-0435, operative January 1, 2016, is to develop standard procedures for the prescribing of hormonal contraceptive patches and oral contraceptives by an Oregon licensed pharmacist, providing timely access to care. To ensure public safety and provide a consistent level of care, a pharmacist may participate upon completion of a Board approved training program. Under the rules of this section, a qualified pharmacist may prescribe hormonal contraceptives to a patient pursuant to a self-screening risk assessment questionnaire and standard procedural algorithm.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

855-019-0405

Definitions

In OAR 855-019-0400 through 855-019-0435:

- (1) “Clinical visit” means a consultation with a healthcare provider, other than a pharmacist, for women’s health, which should address contraception and age-appropriate screening.
- (2) “Hormonal contraceptive patch” means a transdermal patch applied to the skin of a patient, by the patient or by a practitioner, that releases a drug composed of a combination of hormones that is approved by the United States Food and Drug Administration to prevent pregnancy.
- (3) “Oral hormonal contraceptive” means a drug composed of a combination of hormones that is approved by the United States Food and Drug Administration to prevent pregnancy and that the patient to whom the drug is prescribed may take orally.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

855-019-0410

Prescriptive Practice Consultation

In an effort to clarify, improve, and support appropriate pharmacist prescribing, the Board shall periodically review prescribing standards, practices, and scope in consultation with designated representatives from the Oregon Medical Board, Oregon State Board of Nursing, and Oregon Health Authority. The Board will seek recommendations from these representatives to be considered in conjunction with American Congress of Obstetricians and Gynecologists (ACOG)

guidelines and other evidence-based standards, as it seeks to evaluate and improve prescribing practices within pharmacy. To the extent that developed standards are incorporated into practice, the forms, screening tools, or requisite training materials shall be prepared by the Board in consultation with these designated representatives.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

855-019-0415

Training Program

(1) Only a pharmacist, who has completed a Board approved Accreditation Council for Pharmacy Education (ACPE) accredited educational training program related to the prescribing of contraceptives by a pharmacist, may prescribe hormonal contraceptive patches and self-administered oral hormonal contraceptives for a patient.

(2) A pharmacist must submit a copy of the certificate of completion of training to the Board within 15 days of completion.

(3) A pharmacist must maintain the certificate of completion and make available upon request.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

Delivery of Care

855-019-0420

Age Requirements

(1) A pharmacist may prescribe hormonal contraceptive patches and self-administered oral hormonal contraceptives to a person who is:

(a) At least 18 years of age; or

(b) Under 18 years of age, only if the person has evidence of a previous prescription from a primary care practitioner or women's health care practitioner for a hormonal contraceptive patch or self-administered oral hormonal contraceptive.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

855-019-0425

Procedural Mandates

(1) For each new patient requesting contraceptive services and, at a minimum of every twelve months for each returning patient, a participating pharmacist must:

- (a) Obtain a completed Oregon Self-Screening Risk Assessment Questionnaire; and
- (b) Utilize and follow the Oregon Standard Procedures Algorithm to perform the patient assessment; and
- (c) Prescribe, if clinically appropriate, the hormonal contraceptive patch or self-administered oral hormonal contraceptive, or refer to a healthcare practitioner; and
- (d) Provide the patient with a Visit Summary; and
- (e) Advise the patient to consult with a primary care practitioner or women's health care practitioner; and
- (f) Document the encounter and maintain records pursuant to OAR 855-019-0435.

(2) If the hormonal contraceptive patch or self-administered oral hormonal contraceptive is dispensed, it must be done as soon as practicable after the pharmacist issues the prescription and shall include any relevant educational materials.

(3) Nothing in this rule shall prohibit the partial filling or transferring of a drug prescribed pursuant to this process, per the request of the patient.

(4) A pharmacy must:

- (a) Keep records of the encounter, including but not limited to, the Oregon Self-Screening Risk Assessment Questionnaire for a minimum of five years; and
- (b) Keep records of the medication dispensed for a minimum of three years; and
- (c) Establish, maintain and enforce written procedures for the provision of care under this section, including, but not limited to:
 - (A) Providing a workflow process and physical location that maintains confidentiality and is not susceptible to distraction; and
 - (B) Documentation and recordkeeping.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

855-019-0430

Prohibited practices

A pharmacist must not:

- (1) Require a patient to schedule an appointment with the pharmacist for the prescribing or dispensing of a hormonal contraceptive patch or self-administered oral hormonal contraceptive;
- (2) Continue to prescribe and dispense a hormonal contraceptive to a patient beyond three years from the initial prescription without evidence of a clinical visit;
- (3) Prescribe in instances that the Oregon Standard Procedures Algorithm requires referral to a provider; and
- (4) Prescribe to self or immediate family members.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683

855-019-0435

Records

- (1) A pharmacist must document the encounter and the prescription, and maintain records of drug dispensing.
- (2) A pharmacy must maintain records of the encounter, including but not limited to, the Oregon Self-Screening Risk Assessment Questionnaire for a minimum of five years and maintain records of the medication dispensed for a minimum of three years.
- (3) Prescriptions are valid for one year pursuant to OAR 855-041-1125.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.005 & 689.683