

Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on **10/03/2013** by the
Date prior to or same as filing date

Oregon Medical Board

OAR Chapter 847

Agency and Division

Administrative Rules Chapter Number

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to become effective **upon filing**. Rulemaking Notice was published in the **August 2013** Oregon Bulletin.**
Date upon filing or later Month and Year

RULE CAPTION

Drug dispensing, distribution and administration requirements

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

List each rule number separately (000-000-0000)

ADOPT:

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

AMEND: OAR 847-015-0025

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: **ORS 677.265**

Other Auth.:

Stats. Implemented: **ORS 677.010, 677.089, 677.510, 677.515**

RULE SUMMARY

The rule amendment establishes documentation standards for drugs dispensed, distributed or administered; requires provision of take-home instructions for drugs dispensed or distributed; clarifies that distribution, as defined by the Board of Pharmacy, is distinct from dispensing; and clarifies that a physician supervising a physician assistant with drug dispensing authority without first registering as a dispensing physician is a violation of the rule.

Kathleen Haley, Executive Director

Authorized Signer

Printed name

Date

*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. **The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, when filings are accepted until 5:00 pm on the preceding workday.

ARC 930-2005

OREGON ADMINISTRATIVE RULES

CHAPTER 847, DIVISION 015 – OREGON MEDICAL BOARD

FINAL REVIEW – OCTOBER 2013

The proposed rule amendment establishes documentation standards for drugs dispensed, distributed or administered; requires provision of take-home instructions for drugs dispensed or distributed; clarifies that distribution, as defined by the Board of Pharmacy, is distinct from dispensing; and clarifies that supervising a physician assistant with drug dispensing authority without registering as a dispensing physician is a violation of the rule.

847-015-0025

Dispensing, **Distribution and Administration** [~~Physicians and Podiatric Physicians~~]

(1) Any actively licensed physician or podiatric physician who dispenses drugs must register with the Board as a dispensing physician before beginning to dispense drugs.

(2) A physician must register with the Board as a dispensing physician before supervising a physician assistant or any other health care provider with [~~emergency~~] dispensing privileges.

(3) At the time of license registration renewal, all dispensing physicians must indicate their status as a dispensing physician on the registration renewal form.

(4) Dispensing of drugs must be documented in the patient record. Documentation must include the name of the drug, the dose, the quantity dispensed, the directions for use and the name of the physician or physician assistant dispensing the drugs. The physician or physician assistant must verbally counsel the patient concerning any new medications and must provide written information on the directions for use.

(5) [~~(3) Dispensing~~] Distribution of samples, without charge, is not dispensing under this rule. Distribution of samples must be documented in the patient record. Documentation must include the name of the drug, the dose, the quantity distributed and the directions for use. The physician or physician assistant must verbally counsel the patient concerning any new medications and must provide written information on the directions for use.

(6) [(4)] Administering drugs in the physician's or podiatric physician's office is not dispensing under this rule. Administration of drugs must be documented in the patient record. Documentation must include the name of the drug, the dose and the quantity administered.

~~[(5) At the time of license registration renewal, all dispensing physicians must indicate their status as a dispensing physician on the registration renewal form.]~~

(7) [(6)] Any physician or podiatric physician who dispenses drugs or who supervises a

physician assistant with drug dispensing authority [~~after January 1, 1988,~~] without first registering with the Board will be fined \$195 and may be subject to further disciplinary action by the Board.

Stat. Auth.: ORS 677.265

Stats. Implemented: ORS 677.010, 677.089, 677.510, 677.515