

**BOARD OF PHARMACY
DIVISION 41
OPERATION OF PHARMACIES (RETAIL AND INSTITUTIONAL DRUG
OUTLETS) CONSULTING PHARMACISTS AND OPERATION OF DRUG
ROOMS**

855-041-0065

Requirements for Prescriptions -- Prescription Refills

Prescriptions, prescription refills, and drug orders must be correctly dispensed in accordance with the prescribing practitioner's authorization. When a prescription is transmitted orally, both the receiving pharmacist's name or initials and the name of the person transmitting must be noted on the prescription.

(1) Each pharmacy must document the following information:

- (a) The name of the patient for whom, or the owner of the animal for which, the drug is dispensed;
- (b) The full name and, in the case of controlled substances, the address and the Drug Enforcement Administration registration number of the practitioner or other number as authorized under rules adopted by reference under rule OAR 855-080-0085;
- (c) If the prescription is for an animal, the species of the animal for which the drug is prescribed;
- (d) The name, strength, dosage forms of the substance, quantity prescribed and, if different from the quantity prescribed, the quantity dispensed;
- (e) The directions for use, if given by the practitioner;
- (f) The date of filling, and the total number of refills authorized by the prescribing practitioner; and

(2) In accordance with ORS 689.515(3), a practitioner may specify in writing, by a telephonic communication or by electronic transmission that there may be no substitution for the specified brand name drug in a prescription.

(a) For a hard copy prescription issued in writing or a prescription orally communicated over the telephone, this instruction may use any one of the following phrases or notations:

- (A) No substitution;
- (B) N.S.;
- (C) Brand medically necessary;
- (D) Brand necessary;
- (E) Medically necessary;
- (F) D.A.W. (Dispense As Written); or
- (G) Words with similar meaning.

(b) For an electronically transmitted prescription, the prescriber or prescriber's agent shall clearly indicate substitution instructions by way of the text (without quotes) "brand medically necessary" or words with similar meaning, in the electronic prescription drug order, as well as all relevant electronic indicators sent as part of the electronic prescription transmission.

(c) Such instructions shall not be default values on the prescription.

(3) Where refill authority is given other than by the original prescription, documentation that such refill authorization was given, the date of authorization, and name of the authorizing prescriber or the prescriber's agent must be recorded. This documentation must be readily retrievable. Prescriptions for controlled substances in Schedules III and IV are limited to five refills or six months from date of issue, whichever comes first.

(4) If the practitioner is not available and in the professional judgment of the pharmacist an emergency need for the refill of a prescription drug has been demonstrated, the pharmacist may dispense a sufficient quantity of the drug consistent with the dosage regimen, provided it is not a controlled substance, to last until a practitioner can be contacted for authorization, but not to exceed a 72-hour supply. The practitioner shall be promptly notified of the emergency refill.

(5) Each refilling of a prescription must be accurately documented, readily retrievable, and uniformly maintained for three years. This record must include.

- (a) The identity of the responsible pharmacist;
- (b) Name of the patient;
- (c) Name of the medication;
- (d) Date of refill; and
- (e) Quantity dispensed.

(6) After two years from date of issue, a prescription for a non-controlled substance becomes invalid and must be re-authorized by the prescriber. When used alone as a prescription refill designation the abbreviation, "PRN" for a non-controlled substance means that the medication can be refilled in proper context for a period of one year. When this abbreviation is used alone as a means to authorize refills for a controlled substance, the medication can be refilled in proper context for a period of six months or five refills, whichever comes first. When this abbreviation is used in conjunction with a definite time period, or a specific number of refills, the non-controlled medication can be refilled in proper context for a period not to exceed two years. The prescription shall not be refilled out of context with the approximate dosage schedule unless specifically authorized by the prescriber. A "non-controlled substance" means those drugs defined as "legend" pursuant to ORS 689.005(29) but does not include those drugs or substances controlled under the jurisdiction of the United States Department of Justice Drug Enforcement Administration.

(7) Prescriptions must be labeled with the following information:

- (a) Name, address and telephone number of the pharmacy;
- (b) Date;
- (c) Identifying number;
- (d) Name of patient;
- (e) Name of drug, strength, and quantity dispensed; when a generic name is used, the label shall also contain the name of the manufacturer or distributor;
- (f) Directions for use by the patient;
- (g) Name of practitioner;
- (h) Required precautionary information regarding controlled substances;
- (i) Such other and further accessory cautionary information as required for patient safety;
- (j) An expiration date after which the patient should not use the drug or medicine.

Expiration dates on prescriptions must be the same as that on the original container unless, in the pharmacist's professional judgment, a shorter expiration date is warranted.

Any drug bearing an expiration date shall not be dispensed beyond the said expiration date of the drug; and

(k) Any dispensed prescription medication, other than those in unit dose or unit of use packaging, shall be labeled with its physical description, including any identification code that may appear on tablets and capsules.

(8) Upon written request and for good cause, the Board may waive any of the requirements of this rule. A waiver granted under this section shall only be effective when it is issued by the Board in writing.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.505, 689.515.