

**ARTICLE 63-06
PRESCRIPTIVE PRACTICES**

Chapter
63-06-01 Prescription Drug Monitoring Program Rule

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PRESCRIPTION DRUG MONITORING PROGRAM RULE**

Section
63-06-01-01 Prescription Drug Monitoring Program Rule

63-06-01-01. Prescription drug monitoring program rule.

1. Every podiatrist with a drug enforcement agency registration number shall register with the prescription drug monitoring program.
2.
 - a. When a podiatrist determines reported drugs will be prescribed to a patient for a period to exceed twelve weeks, the podiatrist shall request a prescription drug monitoring program report for that patient and, at a minimum, at least semiannually thereafter.
 - b. This requirement does not apply to reported drugs prescribed to patients in a controlled setting in which the drugs are locked and administered to the patient, for example, admitted hospital or hospice patients, long-term care patients or group home residents.
3. In addition to those reports requested under subsection 2, podiatrists shall request a prescription drug monitoring program report when it is documented in the prescribing podiatrist's medical record for that patient that the patient exhibits signs associated with diversion or abuse, including:
 - a. Selling prescription drugs;
 - b. Forging or altering a prescription;
 - c. Stealing or borrowing reported drugs;
 - d. Taking more than the prescribed dosage of any reported drug;
 - e. Having a drug screen that indicates the presence of additional or illicit drugs;
 - f. Being arrested, convicted, or diverted by the criminal justice system for a drug-related offense;
 - g. Receiving reported drugs from providers not reported to the treating podiatrist;
 - h. Having a law enforcement or health professional express concern about the patient's use of drugs.
 - i. Violating any prescribing agreement with the podiatrist;
 - j. Frequently requests early refills of a reported drug for any reason;
 - k. Appears impaired or excessively sedated to the podiatrist in any patient encounter; and
 - l. Has a history of drug abuse dependency.
4. A podiatrist shall document the receipt and assessment of prescription drug monitoring program reports made under this rule.

History: Effective October 1, 2020.

General Authority: NDCC 43-05-08

Law Implemented: NDCC 19-03.5-09