

## **CHAPTER 61-04-05.1 PRESCRIPTION TRANSFER REQUIREMENTS**

### **Section**

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#### **61-04-05.1-01. Prescription transfer requirements.**

The transfer of original prescription information for the purpose of refill dispensing is permissible between pharmacies subject to the following requirements:

1. The transfer is communicated directly between licensed pharmacists, licensed pharmacy interns, or registered pharmacy technicians and the transferring person records the information on the hard copy or the electronic record.
2. The transfer is limited to the number of refills authorized on the original prescription.
3. Both the original and transferred prescription are kept for five years from the date of last refill.
4. Pharmacies electronically accessing the same prescription record must satisfy all information requirements of a manual mode of prescription transferal.

**History:** Effective October 1, 1999.

**General Authority:** NDCC 28-32-02, 43-15-10

**Law Implemented:** NDCC 28-32-02, 43-15-10

#### **61-04-05.1-02. Prescription transfer requirements for transferring pharmacy.**

The person transferring the prescription shall record on the original prescription or the electronic record:

1. The name and address of the pharmacy to which the prescription was transferred.
2. The name of the person receiving the prescription information and the name of the person transferring the prescription information.
3. The date of the transfer.
4. The number of refills transferred. If all refills are transferred the original prescription must be marked "VOID".

**History:** Effective October 1, 1999.

**General Authority:** NDCC 28-32-02, 43-15-10

**Law Implemented:** NDCC 28-32-02, 43-15-10

#### **61-04-05.1-03. Prescription transfer requirements for receiving pharmacy.**

The person receiving the transfer of a prescription shall record on the hard copy or the electronic record:

1. The word "transfer" on the face of the transferred prescription.
2. The following information:

- a. All information required to be on a prescription pursuant to section 61-04-06-02 or 61-04-06-03.
  - b. The name of the pharmacy and address and original prescription number from which the prescription information is transferred.
  - c. The original date of issuance and date of dispensing if different from the date of issuance.
  - d. The number of valid refills remaining and date of last refill.
  - e. The name of the person transferring the prescription information and the name of the person receiving the prescription information.
  - f. The date of the transfer.
3. Pharmacies electronically accessing the same prescription record must satisfy all information requirements of a manual mode of prescription transferal.

**History:** Effective October 1, 1999.

**General Authority:** NDCC 28-32-02, 43-15-10

**Law Implemented:** NDCC 28-32-02, 43-15-10

#### **61-04-05.1-04. Additional prescription transfer requirements for controlled drugs.**

The transfer of original prescription information for a controlled drug for the purpose of refill dispensing is permissible between pharmacies on a one-time basis subject to the following requirements:

1. The transferring person shall:
  - a. Write the word "VOID" on the face of the invalidated prescription.
  - b. Record on the reverse of the invalidated prescription the name, address, and drug enforcement administration registration number of the pharmacy to which it was transferred and person receiving the prescription information.
2. The receiving person shall:
  - a. Record the drug enforcement administration registration number of the pharmacy from which the prescription was transferred.
  - b. Verify with the transferring person that the original prescription was signed and then the transferred prescription does not require another signature.
3. A practitioner's signature is not required on the received prescription. A signature on the prescription at the transferring pharmacy will be deemed in compliance with North Dakota Century Code section 19-03.1-22.

**History:** Effective October 1, 1999.

**General Authority:** NDCC 28-32-02, 43-15-10

**Law Implemented:** NDCC 28-32-02, 43-15-10