

Senate Bill 72

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Removes outdated application requirement for certain nurses applying to Oregon State Board of Nursing for authority to dispense prescription drugs.

A BILL FOR AN ACT

1
2 Relating to nursing; amending ORS 678.390.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 678.390 is amended to read:

5 678.390. (1) The Oregon State Board of Nursing may authorize a certified nurse practitioner or
6 certified clinical nurse specialist to write prescriptions, including prescriptions for controlled sub-
7 stances listed in schedules II, III, III N, IV and V.

8 (2) A certified nurse practitioner or certified clinical nurse specialist may submit an application
9 to the Oregon State Board of Nursing to dispense prescription drugs. The Oregon State Board of
10 Nursing shall provide immediate notice to the State Board of Pharmacy upon approving an appli-
11 cation submitted by a certified nurse practitioner or certified clinical nurse specialist to dispense
12 prescription drugs.

13 (3) An application for the authority to dispense prescription drugs under this section must
14 include[:]

15 [*(a) Evidence of completion of a prescription drug dispensing training program jointly developed*
16 *and adopted by rule by the Oregon State Board of Nursing and the State Board of Pharmacy; and]*

17 [*(b) Any other*] **any** information required by the Oregon State Board of Nursing **by rule**.

18 (4) Prescription drugs dispensed by a certified nurse practitioner or certified clinical nurse
19 specialist must be personally dispensed by the certified nurse practitioner or certified clinical nurse
20 specialist, except that nonjudgmental dispensing functions may be delegated to staff assistants when:

21 (a) The accuracy and completeness of the prescription is verified by the certified nurse practi-
22 tioner or certified clinical nurse specialist; and

23 (b) The prescription drug is labeled with the name of the patient to whom it is being dispensed.

24 (5) The Oregon State Board of Nursing shall adopt rules requiring:

25 (a) Prescription drugs dispensed by certified nurse practitioners and certified clinical nurse
26 specialists to be either prepackaged by a manufacturer registered with the State Board of Pharmacy
27 or repackaged by a pharmacist licensed by the State Board of Pharmacy under ORS chapter 689;

28 (b) Labeling requirements for prescription drugs dispensed by certified nurse practitioners and
29 certified clinical nurse specialists that are the same as labeling requirements required of pharmacies
30 licensed under ORS chapter 689;

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (c) Record keeping requirements for prescriptions and prescription drug dispensing by a certified
2 nurse practitioner and a certified clinical nurse specialist that are the same as the record keeping
3 requirements required of pharmacies licensed under ORS chapter 689;

4 (d) A dispensing certified nurse practitioner and a dispensing certified clinical nurse specialist
5 to have available at the dispensing site a hard copy or electronic version of prescription drug ref-
6 erence works commonly used by professionals authorized to dispense prescription medications; and

7 (e) A dispensing certified nurse practitioner and a dispensing certified clinical nurse specialist
8 to allow representatives of the State Board of Pharmacy, upon receipt of a complaint, to inspect a
9 dispensing site after prior notice to the Oregon State Board of Nursing.

10 (6) The Oregon State Board of Nursing has sole disciplinary authority regarding certified nurse
11 practitioners and certified clinical nurse specialists who have prescription drug dispensing authority.

12 (7) The authority to write prescriptions or dispense prescription drugs may be denied, suspended
13 or revoked by the Oregon State Board of Nursing upon proof that the authority has been abused.
14 The procedure shall be a contested case under ORS chapter 183. Disciplinary action under this
15 subsection is grounds for discipline of the certified nurse practitioner or certified clinical nurse
16 specialist in the same manner as a licensee may be disciplined under ORS 678.111.

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