

OPhA, PPOk & the Oklahoma Bureau of Narcotics: Meeting Summary April 21, 2010

Issues Addressed

1. **Questions and concerns from the pharmacy community regarding proper ID's required to obtain Controlled Dangerous Substances.**
 - According to OBNDD statutes, individuals obtaining Scheduled medications (C-II thru C-V) must present an acceptable ID to the pharmacy at the time of filling. Acceptable forms of identification may include one of four types of ID; a valid state driver's license, OK State issued ID card, Passport, or Government ID/Military ID.
 - However, at this time OBNDD has made exceptions for the elderly, those individuals in LTC facilities, juveniles, and the indigent. OBNDD will accept Social Security numbers for this population until OBNDD goes live with the "Real Time" platform starting January 1st, 2012. The OBNDD emphasized that pharmacies must first make a good faith effort to obtain one of the four ID's listed above and that social security numbers were acceptable only as a last resort.
 - Additionally, "Red Cards" are ID cards that may be obtained for juveniles (<18y/o) ; check with OBNDD <http://www.ok.gov/obnidd/>
 - If a another individual, i.e., caregiver, is picking up the scheduled drug, then that individual will be required to provide one of the four OBNDD approved ID's for documentation.
 - To reiterate, the OBNDD will continue to work with us on these not easily definable issues. They again want to emphasize that if a pharmacy has historically been operating in good faith and in accordance with the law, no investigation or action will be taken against the pharmacy or pharmacist. However, if a pharmacy or pharmacist is found operating with absolute disregard of the law, then further action by OBNDD may result.
 - Agents of the OBNDD are instructed to provide guidance, clarification and warnings for pharmacies regarding Dangerous Control Drugs. However, OBNDD request that you call Public Affairs Officer Mark Woodward with the name(s) of those OBNDD agents who may appear to be threatening or antagonistic. Mark's phone (405) 521-2885 or contact by email mwoodward@obn.state.ok

2. Proper procedures and signature requirements for faxed prescription REFILLS from a physician's office. In order to be in compliance DEA (Federal statute)

- According to the DEA (Federal statute), pharmacies must handle a ***faxed*** refill request for controlled (C-III to V) prescriptions (the original was either written without refills or the refills on the original Rx have been used) as a new prescription. Call (***phoned***) in prescription refills by the physician's agent (***name of agent who phoned Rx***) is acceptable. However, under DEA statute, prescription refill approvals faxed to the pharmacy by the physician's agent are **not** acceptable, unless the physician has signed the faxed prescription. In order to comply with the DEA (Federal) statute, OBND D recommends you handle all faxed prescription refill approvals as new prescriptions;
 - ◇ Phone the physician or the agent (***agents' name***) of the physician to verify faxed Rx
 - ◇ Assign a new prescription number and record as a new prescription
 - ◇ Add refills if applicable

- NOTE: Third Party Auditors have brought this issue to the forefront. Another tactic by Third Party Payers to recoup money from your pharmacy by the way of DEA statute.

- Procedures for the Sale of Pseudoephedrine
<http://www.ok.gov/obndd/documents/pseudo%20military%20id.pdf>