

Amend Ph 707.03, effective 8-5-15 (Document #10903), by inserting paragraph (c), cited and to read as follows:

Ph 707.03 Board Authorized Controlled Drug Destruction.

(c) Notwithstanding (a)–(b) above, during the State of Emergency called by the Governor in Executive Order 2020-04, a consultant pharmacist shall be considered an agent of the board and may oversee the destruction of controlled substances without prior authorization from the board. The consultant pharmacist may oversee the destruction of controlled drugs by licensed personnel, provided the following conditions are met:

a. The consultant pharmacist adopts a written policy consistent with board rules and laws setting forth how destruction shall occur;

b. Destruction occurs by two nurses or one nurse and one licensed healthcare professional in the presence of the consultant pharmacist. Notwithstanding Ph 707.04(a), the consultant pharmacist may oversee destruction remotely via videoconferencing.

c. The consultant pharmacist creates a record of the controlled drugs on form # Ph 558 (revised 7/2015) obtained at the board office, identified in Ph 103.03;

d. A copy shall be retained by the consultant pharmacist/agent making the destruction.

e. A copy shall be sent to the premises where destruction occurred and the board office by the consultant pharmacist/agent overseeing the destruction within seven (7) business days.

Amend Ph 707.04(a), effective 8-5-15 (Document #10903), to read as follows:

Ph 707.04 Controlled Drug Destruction by the Board of Pharmacy.

(a) The destruction of controlled drugs by the board shall occur on the premises of the practitioner, institution or agency requesting the destruction. Destruction shall be carried out by any person so designated as the authorized agent of the board provided that such agent as well as the person requesting destruction or his or her designee are present during the entire destruction process. ***Notwithstanding this, during the State of Emergency called by the Governor in Executive Order 2020-04, the agent of the board may oversee the destruction of controlled substances remotely via videoconferencing.***

Appendix

Rule	Statute
Ph 707.03	RSA 318-B:17-a; RSA 318:5-a, IV-a
Ph 707.04	RSA 318-B:17-a; RSA 318:5-a, IV-a