

1 21 NCAC 32S .0212 is proposed for amendment as follows:

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3 **21 NCAC 32S .0212 PRESCRIPTIVE AUTHORITY**

4 A physician assistant may prescribe, order, procure, dispense, and administer drugs and medical devices subject to the
5 following conditions:

- 6 (1) The physician assistant complies with all State and federal laws regarding prescribing, including
7 G.S. 90-18.1(b);
- 8 (2) Each supervising physician and physician assistant incorporates within his or her written
9 supervisory arrangements, as defined in Rule .0201(9) of this Section, instructions for prescribing,
10 ordering, and administering drugs and medical devices and a policy for periodic review by the
11 physician of these instructions and policy;
- 12 (3) In order to compound and dispense drugs, the physician assistant complies with G.S. 90-18.1(c);
- 13 (4) In order to prescribe controlled substances,
- 14 (a) the physician assistant must have a valid Drug Enforcement Administration (DEA)
15 registration and prescribe in accordance with DEA rules;
- 16 (b) refills shall be issued consistent with Controlled Substance Law and regulations; and
- 17 (c) the supervising physician shall possess at least the same schedule(s) of controlled
18 substances as the physician assistant's DEA registration;
- 19 (5) Each prescription issued by the physician assistant contains, in addition to other information
20 required by law, the following:
- 21 (a) the physician assistant's name, practice address, and telephone number; and
- 22 (b) ~~the physician assistant's license number and, if applicable, the physician assistant's DEA~~
23 ~~number for controlled substances prescriptions; prescriptions. and~~
- 24 (c) ~~the authorizing supervising physician's, either primary or back up, name and telephone~~
25 ~~number;~~
- 26 (6) The physician assistant documents prescriptions in writing on the patient's record, including the
27 medication name and dosage, amount prescribed, directions for use, and number of refills;
- 28 (7) A physician assistant who requests, receives, and dispenses medication samples to patients complies
29 with all applicable State and federal regulations; and
- 30 (8) A physician assistant shall not prescribe controlled substances, as defined by the State and federal
31 controlled substances acts, for:
- 32 (a) the physician assistant's own use;
- 33 (b) the use of the physician assistant's supervising physician;
- 34 (c) the use of the physician assistant's immediate family;
- 35 (d) the use of any person living in the same residence as the physician assistant; or
- 36 (e) the use of any anyone with whom the physician assistant is having a sexual relationship.

1 As used in this Item, "immediate family" means a spouse, parent, child, sibling, parent-in-law, son-in-law or daughter-
2 in-law, brother-in-law or sister-in-law, step-parent, step-child, or step-sibling.

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4 *History Note:* Authority G.S. 90-5.1(a)(3); 90-18.1;

5 *Eff. September 1, 2009;*

6 *Amended Eff. May 1, 2015; August 1, 2012;*

7 *Pursuant to G.S. 150B-21.3A rule is necessary without substantive public interest Eff. March 1,*
8 *2016;*

9 *Amended Eff. February 1, 2021; Amended Eff. May 1, 2018.*

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