ASSEMBLY BILL NO. 113–ASSEMBLYMAN HOGAN

PREFILED JANUARY 23, 2009

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to the information specified on the label of the container for a prescription drug. (BDR 54-86)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets [~~omitted material~~] is material to be omitted.

AN ACT relating to prescription drugs; revising provisions relating to the information specified on the label of the container for a prescription drug; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law provides that, subject to certain exceptions, the expiration date of a drug or medicine dispensed pursuant to a prescription must be included on the label of the container in which the drug or medicine is dispensed. (NRS 639.2801) **Section 1** of this bill: (1) removes the authority of a dispensing practitioner to provide on the label an expiration date which is earlier than the expiration date provided by the manufacturer of the drug or medicine; and (2) requires storage conditions for the prescription drug or medicine to be stated on the label under certain circumstances.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. NRS 639.2801 is hereby amended to read as follows:

639.2801 Unless specified to the contrary in writing on the prescription by the prescribing practitioner, all prescriptions filled by any practitioner must be dispensed in a container to which is affixed a label or other device which clearly shows:

1. The date.

2. The name, address and prescription serial number of the practitioner who filled the prescription.

3. The names of the prescribing practitioner and of the person for whom prescribed.

4. The number of dosage units.

5. The symptom or purpose for which the drug is prescribed, if included by the practitioner pursuant to NRS 639.2352.

6. Specific directions for use given by the prescribing practitioner.

7. The expiration date of the effectiveness of the drug or medicine dispensed, if that information is included on the original label of the manufacturer of that drug or medicine. If the ~~[expiration date specified by the manufacturer is not less than 1 year after the date of dispensing, the practitioner may use a date that is 1 year after the date of dispensing as the expiration date.]~~ ***validity of the manufacturer's expiration date is dependent on specified storage conditions, these conditions must be stated on the label.***

8. The proprietary or generic name of the drug or medicine as written by the prescribing practitioner.

9. The strength of the drug or medicine.

➥ The label must contain the warning:

Caution: Do not use with alcohol or nonprescribed drugs without consulting the prescribing practitioner.

Sec. 2. This act becomes effective on January 1, 2010.

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