



## **Record Keeping Requirements for Terminal Distributors of Dangerous Drugs Personally Furnishing Naloxone**

**Updated: 2/8/2023**

Effective April 6, 2023, a [new Ohio law](#) will authorize anyone in the state to order, possess, and distribute naloxone with few requirements. In preparation for these changes, the State of Ohio Board of Pharmacy issued the following resolution as it relates to current licensees engaged in the distribution of naloxone:

*The Board hereby suspends all patient-specific record keeping requirements of division 4729:5 of the Administrative Code for personally furnishing or selling naloxone from a site licensed as a terminal distributor of dangerous drugs.*  
**[Effective 2/6/23]**

As April 6<sup>th</sup> approaches, the Board will be issuing updated guidance on the implementation of the law. A summary of the naloxone provisions in the new law can be accessed here: <https://www.legislature.ohio.gov/download?key=20143&format=pdf>

### **What does this change mean?**

Effective February 6, 2023, licensees who personally furnish naloxone (such as health departments, EMS, etc.) will no longer have to maintain the following records of naloxone that was personally furnished to patients:

#### **OAC 4729:5-19-04**

*(D) Records of personally furnishing shall contain the name, strength, dosage form, and quantity of the dangerous drugs personally furnished, the name, address and date of birth of the person to whom or for whose use the dangerous drugs were personally furnished, the positive identification of the prescriber personally furnishing the drug, the date the drug is personally furnished and, if applicable, the date the drug is received by the patient or patient's caregiver.*



**Does this apply to pharmacies?**

No. The resolution specifically refers to the sale or personally furnishing of naloxone, and not dispensing. Therefore, waiving the record keeping requirements under the resolution does not apply to pharmacies that are dispensing naloxone in accordance with a prescriber-approved protocol (or pursuant to a valid prescription). Additional guidance for pharmacies will be released closer to the April 6, 2023, effective date.

**What records are still required for licensees personally furnishing naloxone?**

Facilities licensed as terminal distributors of dangerous drugs, are still required to maintain the following records for naloxone:

- Records of receipt (see OAC [4729:5-19-04\[B\]](#))\*
- Records of disposal (see OAC [4729:5-19-04\[F\]](#))\*
- Records relating to the transfer or sale (see OAC [4729:5-19-04\[H\]](#))\*

\*Applicable to other license types (EMS, PMC, etc.) that personally furnishing naloxone.