



# Louisiana Board of Pharmacy

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To: Attorney General Liz Murrill  
Attn: Department of Justice, Occupational Licensing Review Program

From: Joe Fontenot  
Executive Director, Louisiana Board of Pharmacy

Date: 12/15/2025

## Subject: **Regulatory Project 2025-08 - Centralized Prescription Dispensing**

The Louisiana Board of Pharmacy seeks to amend its rules relative to centralized prescription dispensing, LAC 46: LIII.1141. The proposed rule changes seek to clarify the existing requirements for Centralized Prescription Dispensing related to prescription labeling and the maintenance of audit trail information. They further establish standards for the delivery of prepared prescriptions between a remote dispenser and an on-site pharmacy. The proposed changes require product integrity to be maintained during delivery and prohibit the dispensing of any prescription drug compromised in transit. The proposed rule changes address possession and control of prescription drugs during delivery, whether by common carrier, contract carrier, or pharmacy employee. When prescriptions are not dispensed to patients, the proposed rule changes require that they be returned to the remote dispense pharmacy in situations where the remote dispenser and the on-site pharmacy operate under different ownership. The proposed rule changes specify that the centralized prescription dispensing of controlled substances must comply with all applicable provisions of federal regulations set forth in 21 CFR Parts 1300 through 1399.

To facilitate the Department of Justice's review of the proposed rule, the Louisiana Board of Pharmacy provides answers to the following questions.

1. Describe any relevant factual background to the occupational regulation and the purpose of the occupational regulation?

*The proposed rule changes were prompted by questions from pharmacies participating in centralized prescription dispensing, as there was confusion regarding labeling requirements. The Board also determined a need to address delivery standards and the handling of prescriptions not dispensed to patients.*

2. Is the occupational regulation within the scope of the occupational licensing board's general authority to regulate in a given occupation or industry? If so, identify the law that provides the authority for the rule and describe how the occupational regulation is within the scope.

*Yes. LA R.S. 37:1182 details the powers and duties of the Board which include establishing procedures for the dispensing of drugs and establishing professional standards. Centralized Prescription Dispensing is included in the procedures and standards referenced.*

3. Check all of the following that apply as reasons the occupational regulation is subject to review

- ☐ Creates a barrier to market competition
- ☐ Fixes prices, limits price competition, or results in high prices for a product or service provided by or to a license holder.
- ☐ Reduces competition or excludes present or potential competitors from the occupation regulated by the board
- ☐ Limits output or supply in this state of any good or service provided by the members of the regulated occupation.
- ☐ Reduces the number of providers that can serve a particular set of customers
- ☐ Changes existing requirements for licensure, certification, registration, etc.
- ☒ Other activity (please describe)

*During the promulgation of **Regulatory Project 2023-09 ~ Product Integrity**, the Public Hearing held pursuant to the Notice of Intent received comments from several entities objecting to the delivery aspect of that proposal. Although no comments were received at the Public Hearing for this project, Regulatory Project 2025-08 ~ Centralized Prescription Dispensing, the Board considers the objections to the previous Project as a reason for review.*

4. Identify the clearly articulated state policy (e.g., health, safety, welfare, or consumer protection) in state statute, or any supporting evidence of the harm the action/proposed action is intended to protect against?

*The purpose of the Louisiana Pharmacy Practice Act, as stated in LA R.S. 37:1163, is to promote, preserve, and protect the public health, safety, and welfare by and through the effective control and regulation of the practice of pharmacy.*

*The proposed rule change protects the public health, safety, and welfare by requiring pharmacies to implement safeguards to protect medication integrity when delivering prescriptions from a remote dispenser to an on-site pharmacy. Without these safeguards, the public may be harmed by medications that have been exposed to conditions that are not compliant with storage conditions in FDA-approved labeling or that have been out of the possession and control of the pharmacy.*

5. Do any less restrictive alternatives to the occupational regulation exist for addressing the same harm? If so, include a comparison of the occupational regulation to the alternatives and a justification for not pursuing a less restrictive alternative. If no less restrictive alternatives exist, explain why.

*No. Requiring pharmacies to implement safeguards to protect medication integrity when delivering prescriptions is a minimum standard. Less restrictive alternatives would not address the potential harm to the public.*

6. Describe the process that the occupational licensing board followed in developing the proposed rule, including any public hearings held, studies conducted, and data collected or analyzed.

**10-17-2024** – The Regulation Revision Committee of the Board held a public meeting to review and consider Draft #1.

**02-06-2025** – The Committee held a public meeting to review and consider Draft #2.

**06-18-2025** – The Committee held a public meeting to review and consider Draft #3. The Committee developed and approved Draft #4 for submission to the Board for consideration.

**08-20-2025** – The Board approved, during its quarterly meeting, the draft proposal for promulgation.

**09-08-2025** – Impact statement submitted to Legislative Fiscal Office for approval.

**10-08-2025** – The Legislative Fiscal Office approved fiscal and economic impact statement.

**10-09-2025** – The 1st Report submitted to the Joint Legislative Oversight Committee on Health & Welfare.

**10-09-2025** – Notice of Intent (NOI) submitted to the Louisiana Register for publication on October 20, 2025.

**10-20-2025** – NOI published in the 2025 Louisiana Register, Volume 51, October Edition.

**10-20-2025** – The Board distributed electronic Notice of Rulemaking Activity & Public Hearing.

**11-26-2023** – A Public Hearing was conducted at the Board office. No public comment or testimony was received.

7. Does the occupational regulation relate to a matter on which there is pending litigation or a final court order? *No*

8. Please identify the board members voting in favor of this rule, and state whether the member is an active market participant.

*Of the members present at the August 20, 2025 meeting of the Board, the vote in favor of the proposed rule was unanimous (13-0, with President McKay not voting as Chair). Members present: Robert Cloud, David Darce, Jennifer Dupree, Jacqueline Hall, Richard Indovina, Jr., Charles Jones, Marty McKay, Chris Melancon, Troy Menard, Anthony Mercante, Robert Ray, Don Resweber, Richard Soileau, and Raymond Strong. All members voting are active market participants except for Mr. Resweber, the public member.*

9. Is there anything else that the occupational licensing board would like the Department to know about the proposed rule? *No.*