

**657—21.2(124,155A) Definitions.** For the purpose of this chapter, the following definitions shall apply:

*“Automated data processing system”* means an application that is used for prescription, patient, drug, and prescriber information; installed on a pharmacy’s computer or server; and controlled by the pharmacy.

*“Automated medication distribution system”* or *“AMDS”* includes, but is not limited to, an automated device or series of devices operated by an electronic interface with one or more computers that is used to prepare, package, or dispense specified dosage units of drugs for administration or dispensing. *“AMDS”* does not include electronic storage devices that do not have an electronic interface with one or more computers of the pharmacy.

*“DEA”* means the U.S. Department of Justice, Drug Enforcement Administration.

*“Electronically prepared prescription”* means a prescription that is generated utilizing an electronic prescription application.

*“Electronic device”* means an electronic, mechanical, or other device which is used to intercept communications and includes but is not limited to network, file and print servers; desktop workstations; laptop computers; tablets; mini-computers; smart phones; and similar devices.

*“Electronic prescription”* means an electronically prepared prescription that is authorized and transmitted from the prescriber to the pharmacy by means of electronic transmission.

*“Electronic prescription application”* means software that is used to create electronic prescriptions and that is intended to be installed on a prescriber’s computers and servers where access and records are controlled by the prescriber.

*“Electronic signature”* means a confidential personalized digital key, code, number, or other method used for secure electronic data transmissions which identifies a particular person as the source of the message, authenticates the signatory of the message, and indicates the person’s approval of the information contained in the transmission.

*“Electronic transmission”* means the transmission of an electronic prescription, formatted as an electronic data file, from a prescriber’s electronic prescription application to a pharmacy’s computer, where the data file is imported into the pharmacy prescription application.

*“Facsimile transmission”* or *“fax transmission”* means the transmission of a digital image of a prescription from the prescriber or the prescriber’s agent to the pharmacy. *“Facsimile transmission”* includes but is not limited to transmission of a written prescription between the prescriber’s fax machine and the pharmacy’s fax machine; transmission of an electronically prepared prescription from the prescriber’s electronic prescription application to the pharmacy’s fax machine or printer; or transmission of an electronically prepared prescription from the prescriber’s fax machine to the pharmacy’s fax machine, computer, or printer.

*“Intermediary”* means any technology system that receives and transmits an electronic prescription between the prescriber and the pharmacy.

*“Pharmacist verification”* or *“verified by a pharmacist”* means the accuracy of a prescription drug is verified by a pharmacist, pharmacist-intern, or technician in an approved tech-check-tech program.

*“Prescription drug order”* or *“prescription”* means a lawful order of a practitioner for a drug or device for a specific patient that is communicated to a pharmacy, regardless of whether the communication is oral, electronic, via facsimile, or in printed form.

*“Readily retrievable”* means that hard-copy or electronic records can be separated out from all other records within 48 hours of a request from the board or other authorized agent.

*“Written prescription”* means a prescription that is created on paper, a prescription that is electronically prepared and printed, or a prescription that is electronically prepared and transmitted from the prescriber’s electronic device to a pharmacy via facsimile. A written prescription for a controlled substance shall be manually signed by the prescriber in compliance with federal and state laws, rules, and regulations.

[ARC 3640C, IAB 2/14/18, effective 3/21/18]