

2945.5450 DELIVERY, SUPERVISION, AND CONTROL OF MEDICATION.

Subpart 1. **Prescription medication.** Facility policy shall prohibit stock supplies of prescription medications.

Subp. 2. **Delivery by unlicensed staff.** The delivery of prescription medications by unlicensed staff must be under the direction of a physician.

Subp. 3. **Policy for storage, delivery, and control of medication.** A facility administrator shall develop procedures for the secure storage of medication. The policy must include at a minimum the following storage requirements:

- A. medication be stored in a locked area;
- B. the storage area be kept locked at all times;
- C. medication requiring refrigeration be refrigerated and secured;
- D. detainees not be permitted in the medication storage area;
- E. only staff authorized to deliver medication may have access to keys for the medication storage area;
- F. prescribed medication be kept in its original container, bearing the original label; and
- G. poisons and medication intended for external use be clearly marked and stored separately from medication intended for internal use.

Subp. 4. **Procedures for delivery of medication.**

- A. Each facility must adopt procedures for the delivery of medication.
- B. The procedures must include the following:
 - (1) requirements that medication administered by injection must be administered by a physician, registered nurse, or licensed practical nurse. Diabetics under physician order and direct staff supervision must be permitted to self-administer insulin;
 - (2) requirements that no detainee while receiving prescription medication may receive any nonprescription medication without the approval of the attending physician;
 - (3) procedures for reporting to the physician any adverse reactions to drugs. Any reports shall be included in the detainee's file;
 - (4) procedures for reporting the attending physician a detainee's refusal of prescription medication, and an explanation made in the detainee's record;
 - (5) procedures for ensuring that no detainee is deprived of medication as prescribed because of penalty or staff retaliation;

- (6) procedures that prohibit the delivery of medication by detainees; and
- (7) procedures for verifying prescription medication before administering the medication.

C. Procedures must also include at a minimum the following:

- (1) medication delivered to a detainee is to be self-administered under staff supervision;
- (2) there is to be a means for the positive identification of the recipient of medication;
- (3) procedures and records to assure that medication is delivered in accordance with physician instructions, and by whom; and
- (4) procedures for confirming that medication delivered for oral ingestion has been ingested.

Subp. 5. **Records of receipt; disposition of medication.** Records of receipt, the quantity of the medication, and the disposition of prescription medication must be maintained in sufficient detail to enable an accurate accounting.

Subp. 6. **Medication given to detainee upon release.** Prescription medication belonging to a detainee must be given to the detainee or to the appropriate authority upon transfer or release and shall be recorded in the detainee's file.

Subp. 7. **Destruction of medication.** The destruction of medication on expiration dates or when retention is no longer necessary or suitable must be consistent with requirements of the Pollution Control Agency. A notation of the destruction must be made in the detainee's record and a statement of what was destroyed, who destroyed it, and how it was destroyed.

Statutory Authority: *MS s 241.021*

History: *17 SR 711; 39 SR 1203*

Published Electronically: *March 2, 2015*