

**Compliance In Record Keeping For Controlled Substances**  
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**March 30, 2011**

The Texas Controlled Substance Act makes no differentiation between samples and medicine ordered from a drug wholesaler or pharmacy. ALL controlled substances must be accounted for in a log book (numbered and bound) **in addition to** entries in the patient's medical chart.

From the Texas Occupations Code:

§ 164.054. ADDITIONAL REQUIREMENTS REGARDING DRUG RECORDS.

(a) Each physician shall keep a record of the physician's purchase and disposal of drugs and controlled substances described by Section 164.053(a)(2) that includes:

- (1) the date of purchase and the date of the sale or disposal of the drugs and controlled substances by the physician;
- (2) the name and address of the person receiving the drugs or controlled substances; and
- (3) the reason for the disposing or dispensing of the drugs or controlled substances to the person.

(b) Failure to keep the records required by this section for a reasonable time constitutes grounds for revoking, canceling, suspending, or placing on probation the physician's license.

(c) The board or its representative may enter and inspect a physician's place of practice during reasonable business hours to:

- (1) verify the accuracy of the records; and
- (2) perform an inventory of the prescription drugs on hand.

This means that if your office handles samples (ex: Lyrica, Lunesta, Sonata, Ambien, etc) you should have a compliant log book that you record all activity in. If you are disposing of controlled substances in your office you should be documenting this in a compliant log book.

In 2008 Texas Pain Society (TPS) developed an official controlled substance log book. TPS worked with local Drug Enforcement Agency (DEA) officers and Texas Department of Public Safety (DPS) officers to ensure full compliance with state and federal laws. The log books have been published and are available for purchase on the TPS website, [www.texaspain.org](http://www.texaspain.org) . The log books contain specific instructions for use and compliance as well as a Frequently Asked Questions section and resource information.