



New York DEA Information

State-Specific Controlled Substance Requirements | Presented to you by www.reliefrover.com

TOPIC	DETAILS
NYS PDMP	New York veterinarians are specifically exempted from the requirement that the NYS PMP registry be consulted before prescribing or dispensing a controlled substance for a patient.
Biennial Inventory	According to NYS Law, biennial inventory must be taken every two years on odd numbered years on May 1 st . NYS Section 80.111-80.112
Recordkeeping	NY requires controlled substance records to be kept for five years on-site in a readily retrievable manner for inspection. This includes records of deceased animal patients.
Practitioner Records	Every authorized practitioner shall keep a record of all controlled substances purchased by him and a record of all such drugs dispensed or administered by him out of his own stock of such drugs for at least two years. NYS Section 80.105
NY Veterinary Medical Professional License	New York law requires veterinary practitioners working with controlled substances to have a valid DEA registration and Veterinary Medical Professional License for the State of New York.
State License	New York does not require DEA registrant practitioners to obtain a second state controlled substance license, just a DEA registration and an active Veterinary Medical Professional License to practice in New York.
Prescriptions	Veterinarians are specifically exempted from the requirement that controlled substance prescriptions be transmitted electronically to a pharmacy. Veterinarians can still write prescriptions for controlled substances on an official NYS prescription form.
Telemedicine	No existing laws.
VCPR	According to the Office of Professions-Practice Guidelines, a VCPR exists when: A. The veterinarian has assumed the responsibility for making medical judgments regarding the health of the patient with the assent of the owner of the animal or their duly authorized agent; B. The veterinarian has sufficient knowledge of the animal to initiate at least a general or preliminary diagnosis of the medical condition of the animal. This means that that the veterinarian is personally acquainted with the keeping and care of the patient by virtue of: i. A timely examination of the patient by the veterinarian, ii. Medically appropriate and timely visits by the veterinarian to the operation where the patient is managed, or



New York DEA Information

State-Specific Controlled Substance Requirements | Presented to you by www.reliefover.com

	<p>iii. Medically appropriate and timely visits by the patient to the veterinary facility where the veterinarian is working</p> <p>C. The veterinarian is readily available for follow-up evaluation and oversight of treatment and outcomes or has arranged for appropriate continuing care and treatment;</p> <p>D. Patient records are maintained (http://www.op.nysed.gov/prof/vetmed/vetpg5.htm).</p> <p>Veterinarians should only prescribe, deliver, or have delivered prescription drugs when a VCPR has been established and the veterinarian has determined that the prescription drug is therapeutically indicated for the health and/or well-being of the animal. (http://www.op.nysed.gov/prof/vetmed/vetpg5.htm).</p>
Dispensing	<p>As of August 27, 2013, veterinarians are required to report any controlled substance dispensing activity to the NYSDOH BNE within 24 hours. The reporting is done through the Health Commerce System (HCS) account previously used by the veterinarian to report controlled substance dispensing on a monthly basis.</p> <p>“Dispensing practitioners” are required to file a zero report, which is a report that no controlled substances were dispensed during the relevant period of time. If a practitioner has never dispensed controlled substances, does not currently dispense controlled substances, and will not dispense controlled substances in the future, then she or he is not considered a dispensing practitioner and the zero reporting requirements do not apply to her or him. If a practitioner is or becomes a dispensing practitioner then that practitioner must comply with all reporting requirements, including filing zero reports.</p> <p>Zero reports are required to be filed within 14 days of either the most recent previously reported dispensing of a controlled substance, the submission of a prior zero report, or the termination of a waiver of the requirement to file a zero report. If a practitioner will no longer be a dispensing practitioner, she or he may apply to the Commissioner of Health via BNE for a waiver from zero reporting requirements which, if granted, may not exceed two years. Subsequent waivers may be requested.</p> <p>Controlled substances administered by a veterinarian and any prescription for a controlled substance written by a veterinarian (and filled at a pharmacy) are not required to be reported by a veterinarian.</p>
Controlled Substance Transfers	<p>New York does not allow the transfer of controlled substances from one DEA registrant to another unless a facility is being purchased along with the existing registrant’s entire controlled substance inventory.</p>
Permits	<p>An active Small Animal Establishment Permit is required in New York for veterinary facilities from the NY Department of Health & Mental Hygiene (DOHMH).</p>
Certifications	<p>All animal facilities permitted by the DOHMH must have someone with a certificate in Animal Care & Handling on duty when the business is open to the public. The certificate must be available during the pre-permit inspection and on site and available at all other times.</p>



New York DEA Information

State-Specific Controlled Substance Requirements | Presented to you by www.reliefover.com

Information and Resources

FEDERAL:

Drug Enforcement Administration, New York Division
99 10th Ave, New York, NY 10011
Phone: (212)337-3900

Local DEA Offices:

- Albany - (518) 782-2000
- Buffalo - (716) 846-6000
- Long Island - (631) 420-4500
- Plattsburgh - (518) 562-6900
- Rochester - (585) 263-3180
- Syracuse - (315) 426-5300
- Westchester - (914) 682-6256

Federal Law: www.dea diversion.usdoj.gov

Controlled Substances Act: [21 USC 801 – 904](#)

Code of Federal Regulations: [21 CFR Part 1300 – 1399](#)

NDC drug: www.fda.gov/Drugs/DevelopmentApprovalProcess/UCM070829

Diversion Control Division: <https://www.dea diversion.usdoj.gov/schedules/>

STATE:

NY State Education Department
Office of the Professions
State Board for Veterinary Medicine
89 Washington Avenue
Albany, New York 12234-1000

NY Vet Board: <http://www.op.nysed.gov/prof/vetmed/vetforms.htm>

Veterinary Medicine: Stephen J. Boese, Executive Secretary.

Email: vetmedbd@nysed.gov

Phone: 518-474-3817, Press 1 then ext. 210 | Fax: 518-486-4846