

Contact Lens Seller or Dispenser Policy and Procedure Manual

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1. A) Procurement: Contact lenses shall only be obtained from licensed entities. Any contact lenses not meeting labeled requirements shall be returned to the supplier or held in quarantine for ultimate destruction.

B) Records: Contact lens receipt, dispensed prescription, and disposal records shall be maintained for at least 3 years.

C) Storage: Contact lenses will be stored at controlled room temperature as indicated on the contact lens packaging.

2. Sellers of contact lenses in or into New Mexico shall be registered with the New Mexico Board of Pharmacy (“Board”). Licenses are renewed every two years.

The following are required to be displayed:

- Current seller or dispenser of contact lenses registration from the Board
- Current Board inspection report

3. Prescriptions:

A) A contact lens may not be sold, dispensed, or distributed to a patient in this state by a seller of contact lenses unless one of the following has occurred:

(1) the patient has given or mailed the seller an original, valid, unexpired written contact lens prescription;

(2) the prescribing licensed optometrist has given, mailed or transmitted by facsimile transmission a copy of a valid, unexpired written contact lens prescription to a seller designated in writing by the patient to act on the patient’s behalf; or

(3) the prescribing licensed optometrist has orally or in writing verified the valid, unexpired prescription to a seller designated by the patient to act on his behalf.

B) “Contact lens prescription” means a prescription that shall explicitly state that it is for contact lenses; specify the lens type; include all specifications for the ordering and fabrication of the lenses; include the date of issue, the name and address of the patient and the name and address of the prescriber; and indicate a specific date of expiration, which shall be twenty-four months from the date of the prescription, unless, in the professional opinion of the prescriber, a longer or shorter expiration date is in the best interest of the patient.

The prescription contains all the information necessary for the replacement contact lens prescription to be properly dispensed, including the:

- (1) lens manufacturer;
- (2) type of lens;
- (3) power of the lens;
- (4) base curve;

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- (5) lens size;
 - (6) name of the patient;
 - (7) date the prescription was given to the patient;
 - (8) name and office location of the licensed optometrist who writes the replacement contact lens prescription; and
 - (9) expiration date of the replacement contact lens prescription.
4. Access to lenses and patient health records shall be restricted to authorized personnel only.