

PART 1304 — RECORDS AND REPORTS OF REGISTRANTS

ONLINE PHARMACIES

§1304.50 Disclosure requirements for websites of nonpharmacy practitioners that dispense controlled substances by means of the Internet.

For a website to identify itself as being exempt from the definition of an online pharmacy by virtue of section 102(52)(B)(ii) of the Act (**21 U.S.C. 802**(52)(B)(ii)) and §**1300.04**(h)(2) of this chapter, the website shall post in a visible and clear manner on its homepage, or on a page directly linked thereto in which the hyperlink is also visible and clear on the homepage, a list of the DEA-registered nonpharmacy practitioners who are affiliated with the website. Any nonpharmacy practitioner affiliated with such a website is responsible for compliance with this section. An institutional practitioner that otherwise complies with the requirements of the Act and this chapter will be deemed to meet the requirements of this section if, in lieu of posting the names of each affiliated individual practitioner, it posts its name (as it appears on its Certificate of Registration) in a visible and clear manner on its homepage and in a manner that identifies itself as being responsible for the operation of the website.

[74 FR 15623, Apr. 6, 2009]