

~~(3) THE CREATION OF A DIFFERENT, DISTINCT DOSAGE FORM, DOSE, OR FORMULATION WHICH IS COMMERCIALY UNAVAILABLE FOR USE BY HUMANS OR ANIMALS PURSUANT TO AN AUTHORIZED PRESCRIBER'S PRESCRIPTION WRITTEN FOR A SPECIFIC PATIENT; OR~~

~~(4) THE SELECTION OF NONTHERAPEUTIC INGREDIENTS TO BE UTILIZED IN THE COMBINING OF CHEMICALS, PRESCRIPTION DRUGS, OR NONPRESCRIPTION DRUGS WHEN THE NECESSARY NONTHERAPEUTIC INGREDIENTS ARE NOT SPECIFIED IN THE AUTHORIZED PRESCRIBER'S PRESCRIPTION; THE PREPARATION, MIXING, ASSEMBLING, PACKAGING, OR LABELING OF A DRUG OR DEVICE;~~

(1) AS THE RESULT OF A PRACTITIONER'S PRESCRIPTION DRUG ORDER OR INITIATIVE BASED ON THE PRACTITIONER/PATIENT/PHARMACIST RELATIONSHIP IN THE COURSE OF PROFESSIONAL PRACTICE; OR

(II) FOR THE PURPOSE OF, OR INCIDENT TO, RESEARCH, TEACHING, OR CHEMICAL ANALYSIS AND NOT FOR THE SALE OR DISPENSING OF THE DRUG OR DEVICE.

(2) "COMPOUNDING" INCLUDES THE PREPARATION OF DRUGS OR DEVICES IN ANTICIPATION OF A PRESCRIPTION DRUG ORDER BASED ON ROUTINE, REGULARLY OBSERVED PRESCRIBING PATTERNS.

[(d)](E) (1) "Device" means a device used in the diagnosis, treatment, or prevention of disease.

(2) "Device" does not include any:

- (i) Surgical or dental instrument;
- (ii) Physical therapy equipment;
- (iii) X-ray apparatus; or
- (iv) Component part or accessory of any of these items.

(F) "DISPENSE" OR "DISPENSING" MEANS THE PROCEDURE WHICH RESULTS IN THE RECEIPT OF A PRESCRIPTION OR NONPRESCRIPTION DRUG, OR DEVICE, OR ~~DIAGNOSTIC~~ BY A PATIENT OR THE PATIENT'S AGENT AND WHICH ENTAILS THE ~~INDEPENDENT~~:

(1) INTERPRETATION OF AN AUTHORIZED PRESCRIBER'S PRESCRIPTION FOR A DRUG, OR DEVICE, ~~OR DIAGNOSTIC~~;

(2) SELECTION AND LABELING OF THE DRUG, OR DEVICE, ~~OR DIAGNOSTIC~~ PRESCRIBED PURSUANT TO THAT PRESCRIPTION; AND

(3) MEASURING AND PACKAGING OF THE PRESCRIBED DRUG, OR DEVICE, ~~OR DIAGNOSTIC~~ IN ACCORDANCE WITH STATE AND FEDERAL LAWS.

(G) (1) "DISTRIBUTE" MEANS THE PROCESS RESULTING IN THE PROVISION OF A PRESCRIPTION OR NONPRESCRIPTION DRUG, OR DEVICE, ~~OR DIAGNOSTIC~~ TO A