



ARIZONA STATE BOARD OF PHARMACY

newsletter to promote pharmacy and drug law compliance

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The Board Is on Facebook

Follow the Arizona State Board of Pharmacy for the latest news and updates at <https://www.facebook.com/Arizona-State-Board-of-Pharmacy-396869467321193>.

Update Your Profile

In an effort to communicate more effectively with its licensees and permittees, the Board noticed that contact information in its system is not always current and up to date. You are required to update your personal contact information and pharmacy employer within 10 days after a change pursuant to Arizona Revised Statutes (A.R.S.) §32-1926. Please use your online profile to **update your contact information**.

Be on Alert – Scam

There have been reports of individuals impersonating Board staff members requesting personal information from license and permit holders. The impersonators have

National Pharmacy Compliance News

A Service of the National Association of Boards of Pharmacy Foundation (NABPF)

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also used scare tactics to scam license holders out of money. The Board does not collect payment over the phone. Please know that the Board has your information, which you are able to update using the Board website anytime. If you experience a similar situation in which you are contacted for personal or financial information, please contact the Board office at 602/771-2727.

The Board Has Moved

The Board moved again on July 22, 2022.

Old Location: 1616 W Adams St
Suite 120
Phoenix, AZ 85007

New Location: 1110 W Washington St
Suite 260
Phoenix, AZ 85007

Vaccine News From the Arizona Department of Health Services

The Arizona Immunization Program [website](#) will direct you to the latest Arizona Vaccine News. The intent of the Arizona Vaccine News is to summarize local, national, and international vaccine information that affects Arizona.

2022 Legislation Update

Below are bills that were signed by Governor Doug Ducey. This [link](#) will allow you to see each bill in detail.

House Bill 2490 – Pharmacists; Providers; Collaborative Practice Agreements: This bill allows a pharmacist to enter into a collaborative practice agreement with a provider and outlines what must be included in the collaborative practice agreement. Repeals statute relating to licensed pharmacists initiating, monitoring, and modifying drug therapy use and defines terms.

Senate Bill (SB) 1009 – State of Emergency; Executive Powers: This bill outlines the authorizations, requirements, and duties relating to the governor’s issuance of a state of emergency.

SB 1162 – Opioid Prescriptions; Intractable Pain; Exceptions: The bill expands the list of exemptions from the 90 morphine milligram equivalent limit on opioid prescriptions to include patients experiencing chronic intractable pain or receiving opioid treatment for perioperative care following an inpatient surgical procedure.

SB 1309 – Temporary Licenses; Health Professionals; Extension: License extensions, reinstatements, or authorization to work using another state license that was open and active on March 1, 2022, shall be extended to January 2023.

SB 1311 – Health Care Workers; Assault; Prevention: This bill directs health care employers to develop, implement, and maintain a written workplace violence prevention plan by July 1, 2023.

SB 1639 – Controlled Substances; Medical Records Integration: This bill directs a vendor that provides electronic medical records services to a medical practitioner in Arizona to integrate the vendor's electronic records system with the Arizona Controlled Substances Prescription Monitoring Program's central database tracking system, by December 31, 2026.

Bills that are still up for consideration include SB 1567, SB 1568, SB 1569, and SB 1469.

New Rules Update

The March 18, 2022 edition of the *Arizona Administrative Register* contains "Notices of Final Rulemaking" (pages 611-618), effective May 2, 2022.

- This rule package removes the list of controlled substances (CS) from A.R.S. 36-2512 through A.R.S. 36-2516 and incorporates the federal code. It does, however, leave some unique CS that are specific to Arizona. The incorporation will allow the Board to make a quick adjustment if the federal government amends its list.
- The Board also identified a need to add a non-disciplinary process when determining an outcome to a case. The violation that may be subject to non-disciplinary action relates to matters that do not directly impact patient safety and are administrative in nature.
- Lastly, the Board needed to repeal the existing donation language in statute and rule and replace that language with language that can be implemented without a lot of burden.

The May 13, 2022 edition of the *Arizona Administrative Register* contains "Notices of Final Rulemaking" (pages 994-998), effective July 2, 2022.

- This rule package addresses and factors in the changes and challenges that pharmacy teams are facing. The role of a pharmacist across the country is shifting to provide more clinical and professional services. In order to allow time for these services, pharmacists will have the ability to delegate tasks to pharmacy technicians. These delegated tasks cannot be related to the use of professional or clinical judgment. In addition, a pharmacist can only delegate these tasks to a pharmacy technician who has been trained.

Remote Dispensing Site: Pharmacy aka Telepharmacy

For a pharmacy that is operated by a pharmacy technician and supervised remotely by a pharmacist, please note that all prescriptions for CS must be electronically prescribed. Paper prescriptions for CS cannot be filled at a remote dispensing site pharmacy. Drug Enforcement Administration (DEA) is evaluating remote dispensing site pharmacies. Currently, DEA does not have a definition of telepharmacy; therefore, remote dispensing sites are being treated like online pharmacies. In its advanced notice of proposed rulemaking, DEA stated: "As telepharmacies utilize the internet to dispense controlled substances, they may constitute Online Pharmacies under the Ryan Haight Online Pharmacy Consumer Protection Act of 2008 (Ryan Haight Act) and must therefore either: (1) Obtain a modified registration under 21 CFR 1301.19; or (2) meet one of the exceptions to an Online Pharmacy under 21 CFR 1300.04(h)."

Working Remotely Pursuant to Arizona Law

Working remotely has been exercised prior to the coronavirus disease 2019 pandemic. During the health emergency, working remotely became a very reliable option to help take care of patients.

This is a friendly reminder.

Your employer, the permit holder, has authorized you to work from a designated location. It is the responsibility of a permit holder to ensure that the work location of the license holders is secure and void of distractions, Health Insurance Portability and Accountability Act breaches, etc. It is also the permit holder's responsibility to monitor and ensure that employees are working from only their authorized locations.

Working remotely has become a convenience for many to balance work and life. But it is considered unprofessional conduct to work from any area other than the assigned area stated in the policies and procedures of the permit holder. License holders should reach out to their employer to obtain the "work from home policy," especially if questions exist.

Disciplinary Actions and Updates – Health Boards

Disciplinary actions for the Arizona State Board of Pharmacy, Arizona Medical Board, Arizona Naturopathic Physicians Medical Board, Arizona Board of Osteopathic Examiners, and Arizona Regulatory Board of Physician Assistants can be found at <https://pharmacy.az.gov/quarterly-updates>.

The Arizona State Board of Pharmacy News is published by the Arizona State Board of Pharmacy and the National Association of Boards of Pharmacy Foundation® (NABPF®) to promote compliance of pharmacy and drug law. The opinions and views expressed in this publication do not necessarily reflect the official views, opinions, or policies of NABPF or the Board unless expressly so stated.

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