



# OKLAHOMA STATE BOARD OF PHARMACY

*newsletter to promote pharmacy and drug law compliance*

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### ***National Pharmacy Compliance News***

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

Visit NABP's website for the latest regulatory updates and news from FDA, USP, NABP, and more.

**[Read National News](#)**

## **22.74 Relocation of the Pharmacy Board**

The Oklahoma State Board of Pharmacy has moved temporarily to a new location while its current building is renovated.

Until further notice, the new address is 3812 N Santa Fe Ave, Ste 300, Oklahoma City, OK 73118.

## **22.75 Returned Payments**

The Board is seeing a rash of returned payments for new technician permits. Please make sure that your new technician applicants have the funds to pay the license fee before they make their payments and send their applications.

Electronic funds transfers (EFTs) are submitted to the Oklahoma State Treasurer and can take up to a week to process before reaching the payer's bank. There is no number verification to catch typos during the EFT payment process.

If a check or electronic check payment is returned by the bank because of insufficient funds, a closed account, an invalid account number, or other reason(s), the returned check payment amount, plus a \$25 returned check fee, will be charged. Returned payments will also cause delays in license processing times.

## **22.76 Technician Applications**

Pharmacies, pharmacists, and technicians, please make sure that your new technician applicants send their completed application (technician and pharmacist signed), the completed notarized citizenship/alien affidavit, a copy of the face of their driver's license/ID, and a copy of their online store receipt for fastest service.

Any missing part will cause the entire application to be mailed back to the applicant for correction. This is something that you want to try and avoid, as the mail has been running slower, which could cause an extensive delay.

## **22.77 Reporting Intern Hours**

This is a friendly reminder to preceptors to report **all** intern hours. It has come to the Board's attention that not all non-experiential hours are being logged. This is causing confusion for students who are attempting licensure in states outside Oklahoma that require more hours. Please see Oklahoma Administrative Code (OAC) Section 535:10-5-5. Intern credit hours; computation.

b) Intern non-experiential or non-college practice hours. Non-experiential employment hours will be a learning experience, earned in a pharmacy that is licensed as a training area, under the supervision of licensed preceptor. The preceptor will send a "Preceptor's Intern Progress Report" to the Board (on a form furnished by the Board) every 240 hours or upon termination of the intern.

The form to report these hours is located under the Licensees & Applicants tab. From the drop-down menu, select Forms & Applications, then Interns. Scroll to the Other Forms section and click on Preceptor's Intern Progress Report [non-college practice hours]. The direct link to the form is included [here](#) for your convenience.

### **22.78 Board Inspections**

The Board recently added OAC Section 535:15-3-23. Board of Pharmacy inspections.

c) Any discrepancies or deficiencies noted at inspection shall be corrected.

Compliance officers are noticing that some sites need to be timely with correcting deficiencies noted on inspection forms. Please ensure that you prioritize correcting any issues mentioned during your annual Board inspection.

### **22.79 OBNDD Rules**

You may have noticed that the Oklahoma Bureau of Narcotics and Dangerous Drugs' (OBNDD's) rules are not located in the back section of the Board's law book online. The Board was unable to verify updates and/or rule changes from OBNDD in a timely manner; therefore, this section has been entirely removed. However, you may find these rules on OBNDD's website.

### **22.80 Multiple Places of Employment**

If you are a pharmacist who works in multiple locations or floats to various stores occasionally, please carry your pharmacist license (small wallet card, not large wall certificate), immunization certificate (or duplicate/copy), and CPR certificate (or duplicate/copy). Board compliance officers will ask for these items upon inspection.

### **22.81 Reporting Losses**

Please reference Appendix D in the back of the Board law book for instructions on how to report a loss. To summarize, a Drug Enforcement Administration (DEA) Form 106 must be completed and sent to DEA, OBNDD, and the Board. You should also keep a copy for your records. Please also be aware that an additional requirement has come to the Board's attention recently. This can be found in Code of Federal Regulations Title 21, Chapter 2, Part 1301.76 (b), which states: **"the registrant shall notify the Field Division Office of the Administration in his area, in writing, of the theft or significant loss of any controlled substances within one business day of discovery of such loss or theft.** The registrant **shall also** complete, and submit to the Field Division Office in his area, DEA Form 106 regarding the loss or theft." (emphasis added) DEA can be notified at [OKCDVReFax@dea.gov](mailto:OKCDVReFax@dea.gov).

### **22.82 Pharmacy Personnel Identification**

It is imperative that the public can distinguish pharmacy technicians, auxiliary support personnel, or interns from any pharmacist in the pharmacy. Some pharmacies have created additional job titles for non-pharmacist staff working inside the pharmacy such as "Pharmacy Team Leaders,"

“Operation Managers,” etc. Though these pharmacy employees may have additional job titles recognized while working inside the pharmacy, designation tags must still be clear and readable, identifying these staff members as an “Rx Tech,” “Tech,” “Clerk,” or “Intern.” All pharmacy technicians, clerks, and interns must also identify themselves as such on any phone calls initiated or received while performing pharmacy functions.

## **22.83 Disciplinary Actions**

**Alma Balderas, Technician #18214 – Case No. 1629:** Guilty on five counts, including theft of controlled dangerous substances (CDS). **Revoked.**

**Thackerville Pharmacy LLC, #72-5917 – Case No. 1635:** Respondent’s Oklahoma pharmacy license is immediately revoked. Respondent’s owner is prohibited from owning any pharmacy or pharmaceutical entity located within the state of Oklahoma until March 31, 2027. Respondent admits to guilt on eight counts, including the pharmacist-in-charge (PIC) and pharmacy’s responsibilities; the pharmacy, pharmacist, and/or PIC shall establish and maintain effective controls against the diversion of prescription drugs into other than legitimate medical, scientific, or industrial channels as provided by federal, state, or local laws or rules. **Fined \$23,360.**

**Diane Rowe, DPh #11910 – Case No. 1636:** All continuing education for the years 2022, 2023, and 2024 shall be live. Respondent is prohibited from serving as a PIC of an Oklahoma pharmacy until March 30, 2027. Respondent admits guilt on all nine counts, including valid patient-prescriber relationship. The pharmacy and pharmacist shall not dispense a prescription drug if the pharmacist knows or should have known that the prescription was issued without a valid pre-existing patient-prescriber relationship. **Fined \$8,650.**

**Kamryn Obreiter, Technician #19270 – Case No. 1637:** Guilty on four counts, including theft of CDS. **Revoked.**

## **Calendar Notes**

- **Upcoming Holidays:** The Board office will be closed on September 5, 2022, for Labor Day, and November 11, 2022, for Veterans Day.
- **Upcoming Board Meeting:** The Board is scheduled to meet on September 14, 2022. All meetings begin at 8:30 AM.

## **Change of Address or Employment?**

**Please be diligent in keeping your information up to date and, if possible, remind your coworkers and employees. Failure to notify the Board is a violation of Oklahoma pharmacy law. All pharmacists, technicians, and interns must notify the Board in writing within 10 days of a change of address or employment. Online updates through the license renewal page are **not** accepted as official notification. Emailed notifications can be sent to [pharmacy@pharmacy.ok.gov](mailto:pharmacy@pharmacy.ok.gov) or faxed to 405/521-3758. License/permit numbers must be included to be accepted.**

## **Special Notice About the Newsletter**

The *Oklahoma State Board of Pharmacy Newsletter* is an official method of notification to pharmacies, pharmacists, pharmacy interns, and pharmacy technicians registered by the Board. Please read them carefully. The Board encourages you to keep them for future reference.

### **OPHP**

If you or a pharmacist you care about is suffering from chemical dependency, there is a solution. Oklahoma Pharmacists Helping Pharmacists (OPHP) is readily available for help. Pharmacists in Oklahoma, Texas, and Louisiana may call the OPHP help-line at 1-800/260-7574, ext 5773. All calls are confidential.

*This publication is issued by the Oklahoma State Board of Pharmacy as authorized by Title 59 O.S. 353.7. Copies have not been printed but are available through the agency website. [74 O.S. §3105 and 65 O.S. §3-114]*

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*The Oklahoma State Board of Pharmacy News is published by the Oklahoma 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.*

*Marty Hendrick, PharmD, DPh - State News Editor*

*Kristen Johnson - State News Editor*

*Lemrey "Al" Carter, PharmD, MS, RPh - National News Editor & Executive Editor*

*Megan Pellegrini - Publications and Editorial Manager*

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**3812 N Santa Fe, Suite 300 | Oklahoma City, OK 73118**

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