



MINNESOTA BOARD OF PHARMACY

newsletter to promote pharmacy and drug law compliance

Disciplinary Actions Listed Online

Because of space limitations, information on disciplinary actions is no longer included in the *Minnesota Board of Pharmacy Newsletter*. A document that provides information about recent Board disciplinary actions can be found on the Board's [website](#) under the "Resources/FAQs" menu item.

Recent DEA Rule Changes

The updated Drug Enforcement Administration (DEA) rule 21 Code of Federal Regulations 1306.08 went into effect on August 28, 2023, and allows the transfer of electronic prescriptions for Schedule II-V controlled substances for initial filling, subject to the conditions in the rule. In addition to meeting the requirements in DEA regulations, the transfer must also comply with Minnesota regulations regarding transfers of prescriptions found in Minnesota Administrative Rule 6800.3120.

The updated rule, as well as a summary of public comments and DEA responses, can be found [here](#).

Licensees' Legal Names and Assumed Business Names

A licensee's corporate legal name and any assumed business name (or a dba) that it chooses to conduct business under may not be the same. Both must be provided to the Board in every original licensure application and subsequent renewal applications.

National Pharmacy Compliance News

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

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- A resident (domestic) licensed pharmacy, manufacturer, wholesaler, third-party logistics provider (3PL), or registered medical gas dispenser shall provide the Board in each original and renewal application with its full, corporate legal name. The corporate name must comply with Minnesota Statutes §302A.115.
- A resident (domestic) licensed pharmacy, manufacturer, wholesaler, 3PL, or registered medical gas dispenser that intends on conducting business under a dba shall also provide the Board in each original and renewal application with its assumed business name. The assumed business name and its use must comply with Minnesota Statutes Chapter 333.
- A nonresident (foreign) licensed pharmacy, manufacturer, wholesaler, 3PL, or registered medical gas dispenser shall provide the Board in each original and renewal application with its full, corporate legal name and any assumed business name it intends on using, as registered with its home-state Secretary of State.

Pharmacy Technician Renewal Deadline

Pharmacy technician renewal applications and payments are due by December 1 of each year. **(Technicians are given the month of December as a grace period but should renew by December 1.)** Technicians receive multiple renewal email reminders prior to the payment deadline and the expiration date. If technicians do not receive email notices, they should review the email address they provided to the Board for accuracy; however, they are still obligated to comply with renewal requirements. Technician registration payments are due by December 1, 2023, as registrations expire on December 31, 2023. Once a registration has expired, the individual will not be permitted to work as a pharmacy technician or perform duties reserved for pharmacy technicians.

As renewal deadlines approach, the status of a technician's registration can be checked using the "Verify Your License/Registration" link on the Board's website to ensure that the registration has an "Active" status. If the registration status is anything other than "Active," such as "Owes Training," "Owes CE," or "Owes," the technician's registration is not compliant with the Board's requirements. If this is the case, review the "Technician Renewal" information tab under the License/Registration section on the Board website, and contact the Board for any questions that remain to resolve it. Registrations cannot be renewed until the technician's status is "Active."

Pharmacy Technician Training/CE Reporting Requirements

Technicians have 12 months from their original date of registration to complete their training program **(not from the date of employment)**. As of August 1, 2023, the Board will accept certification from the Pharmacy Technician Certification Board or the Exam for the Certification

of Pharmacy Technicians provided by the National Healthcareer Association as a Board-approved pharmacy technician training program, pursuant to Minnesota Administrative Rule 6800.3850, Subpart 1h. Pharmacy technicians who have not yet reported completion of their required training may submit certification documents as proof of training completion. To check a technician's training status, complete a registration verification check with either the technician's name or registration number. If their registration is in "Owes Training" status, the registration is still active until the expiration date, but it is past the deadline for submitting proof of training to the Board. They will not be able to renew until they have submitted their proof of training completion. Again, registrations cannot be renewed until the technician's status is "Active."

Technicians were to have certified completion of continuing education (CE) requirements as of July 31, 2023. Technicians who failed to certify completion are in "Owes CE" status. The registration is still active until the expiration date, but it is past the deadline for certifying completion of CE to the Board. They will not be able to renew until they have submitted their CE completion documentation and have that documentation reviewed and approved by Board staff. Again, registrations cannot be renewed until the technician's status is "Active."

Technicians are also reminded of their obligation to report to the Board any employer, residence, or name changes within 10 days of the change. Technicians may ensure that this information is correct by reviewing the information on the licensing/registration portal at any time.

Governor Walz Makes Appointments

Governor Tim Walz has appointed Barbara Droher Kline as a public member of the Board; her term will expire January 4, 2027. She has worked for more than 20 years in county human services and child welfare. Currently, she is a financial advisor for Thrivent and has many years of experience with nonprofit organizations.

Governor Walz has appointed John M. Zwier as a public member of the Board; his term will expire January 4, 2027. He is an attorney and since 2012 has practiced law as a United States District Court, District of Minnesota judicial law clerk; a US Army Reserve judge advocate; an intellectual property litigation attorney; and a contract attorney for the US Attorney's Office for the District of Minnesota. He also serves as an appointed referee for Ramsey County Conciliation Court.

Congratulations to both Barbara and John, and the Board thanks outgoing President Stuart Williams for his years of service to the Board and to the public.

USP Chapters on Compounding Effective November 1, 2023

Both US Pharmacopeia (USP) Chapter <795> on Nonsterile Compounding and USP Chapter <797> regarding Sterile Compounding are incorporated into Minnesota Administrative Rule 6800.3300 – Compounding Standards. The rule requires compounders to follow the effective chapters for

all compounding activities. The new versions of the chapters become effective on November 1, 2023. All pharmacies participating in compounding license categories will need to meet all respective chapter provisions before that date to be compliant. Visit <https://www.usp.org/compounding> for all chapter provisions and more information.

The Minnesota Board of Pharmacy News is published by the Minnesota 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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