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OFFICE OF THE LIEUTENANT GOVERNOR **ALASKA**

MEMORANDUM

TO:

Amy Demboski

Department of Commerce, Community, and Economic Development

FROM:

April Simpson, Office of the Lieutenant Governor

465.4081

DATE:

April 6, 2021

RE:

Filed Permanent Regulations: Board of Pharmacy

Board of Pharmacy regulations re: registration with the prescription drug monitoring

program (PDMP) controlled substance prescription database (12 AAC 52.855)

Attorney General File:

2021200007

Regulation Filed:

4/6/2021

Effective Date:

5/6/2021

Print:

238, July 2021

cc with enclosures:

Harry Hale, Department of Law

Judy Herndon, LexisNexis

Jun Maiquis, Regulations Specialist

ORDER CERTIFYING THE CHANGES TO REGULATIONS OF THE BOARD OF PHARMACY

The attached two pages of regulations, dealing with registration with the prescription drug monitoring program controlled substance prescription database, are hereby certified to be a correct copy of the regulation changes that the Board of Pharmacy adopted at its February 18-19, 2021 teleconference meeting, under the authority of AS 08.80.005, AS 08.80.030, and AS 17.30.200, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the Board of Pharmacy paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

have been filed by the lieutenant	governor, as provided in AS 44.62.180.
DATE: Juneau, Alaska	Laura Carrillo Digitally signed by Laura Carrillo Date: 2021.02.22 15:07:36 -09'00'
	Laura Carrillo, Executive Administrator Board of Pharmacy
	at a
April Gim God, for FILID	overnor for the State of Alaska, certify that
on April 6 regulations according to the provis	2021 at 105 p.m., I filed the attached
	Kevin Meyer, Lieutenant Governor
Effective: MAJ 6, 2021	

Register: 238 July 202

FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY

I, KEVIN MEYER, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:

Josh Applebee, Chief of Staff
Kady Levale, Notary Administrator
April Simpson, Regulations and Initiatives Specialist

IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on December 11th, 2018.

OF THE STATE OF ALASKA

KEVIN MEYER LIEUTENANT GOVERNOR

K-Men

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Chapter 52. Board of Pharmacy.

repealed and readopted

12 AAC 32.833 is amended to read:

12 AAC 52.855. Registration with the prescription drug monitoring program

controlled substance prescription database. (a) A prescriber shall register with the PDMP

within 30 days after the date of initial licensure or registration with the federal Drug

Enforcement Administration (DEA), whichever is later.

(b) A licensed pharmacist practicing in this state shall register with the prescription

drug monitoring program's controlled substance prescription database (PDMP) Registration

must be completed within 30 days of initial licensure if the pharmacist's practice is

expected to involve [BEFORE] dispensing a schedule II, III, or IV controlled substance under federal law. If not dispensing in this state, a pharmacist must submit a PDMP dispensation

exemption form provided by the board within 30 days of initial licensure. A pharmacist

who submitted a dispensation exemption form massive register before dispensing a schedule

II, III, or IV controlled substance under federal law in this state.

(c) (b) Except as provided in (a) of this section, before [BEFORE] dispensing, prescribing, or administering a schedule II, III, or IV controlled substance under federal law, a pharmacist or practitioner required to register with the PDMP must

- (1) register online on the PDMP website; and
- (2) pay the fee established in 12 AAC 02.107.
- (d) (c) After completing the registration requirements, a pharmacist or practitioner required to register with the PDMP will be issued a user account, login name, and password by the department.
 - (e) (d) A pharmacist or practitioner required to register with the PDMP must access

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information in the PDMP using the user account, login name, and password issued by the department.

and underline (f) (e) A pharmacist or practitioner required to register with the PDMP may access unnecessary)

information in the PDMP using another registrant's credentials only as authorized by a contract executed by the department for the purposes of AS 47.05.270. (Eff. 12/29/2011, Register 200; am

6/7/2018, Register 226; am 5 / 6 /2021, Register 238)

Authority:

AS 08.80.005

AS 08.80.030

AS 17.30.200