

Chapter 52. Board of Pharmacy.

(Words in **boldface and underlined** indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not in boldface or underlined.)

12 AAC 52 is amended by adding a new section to read:

12 AAC 52.105. Temporary military courtesy licenses. (a) The board shall issue a temporary military courtesy license to an active duty military member or spouse of an active duty military member of the armed forces of the United States to practice as a pharmacist, pharmacy intern, or pharmacy technician who meets the requirements of AS 08.01.063 and this section within 30 days after the board receives a completed application.

(b) An applicant for a temporary military courtesy license under this section must

(1) submit a completed application on a form provided by the department;

(2) pay the temporary license application and license fees set out under

12 AAC 02.105;

(3) submit a copy of the applicant's military identification or military dependent identification card and a copy of current active duty military orders showing assignment to a duty station in this state;

(4) submit verification on a form provided by the department that the applicant is currently licensed in another licensing jurisdiction and the applicant's license in the other jurisdiction is not suspended, revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain the required continuing education requirements; and

(5) not have been convicted of a felony or another crime that affects the applicant's ability to practice as a pharmacist, pharmacy intern, or pharmacy technician competently and safely.

(c) A temporary military courtesy license to active duty military personnel or spouse of

military personnel under this section will be issued for a period of 180 days and may be renewed for one additional period specified by the board, not to exceed 180 days.

(d) For an applicant applying for licensure under this section as a pharmacy technician, the board will accept as substantially equivalent any training completed while in the United States armed forces to work as a pharmacy technician or any technician license issued by another jurisdiction.

(e) While practicing under a temporary military courtesy license issued under this section, the holder of the temporary military courtesy license must comply with the standards of practice set out in AS 08.80 and this chapter.

(f) The board may refuse to issue a temporary military courtesy license for the same reasons that it may deny, suspend, or revoke a license under AS 08.80.261. (Eff.

_____/_____/_____, Register _____)

Authority:	AS 08.01.062	AS 08.80.005	AS 08.80.150
	AS 08.01.063	AS 08.80.030	AS 08.80.261

12 AAC 52.110 is amended to read:

12 AAC 52.110. Emergency permit [LICENSURE] to practice as a pharmacist, pharmacy intern, or pharmacy technician. (a) An emergency permit may be issued to practice as a pharmacist, pharmacy intern, or pharmacy technician in an urgent situation as determined by the board if the applicant [IF THE BOARD DETERMINES THAT AN EMERGENCY EXISTS REQUIRING THE PROVISION OF LICENSED COVERAGE IN A PHARMACY THAT IS TEMPORARILY WITHOUT THE SERVICES OF A PHARMACIST DUE TO DEATH, ILLNESS, OR OTHER EMERGENCY CIRCUMSTANCES, THE BOARD MAY ISSUE AN EMERGENCY PHARMACIST, PHARMACY INTERN, OR PHARMACY

TECHNICIAN PERMIT TO AN APPLICANT WHO]

- (1) submits a completed application on a form provided by the department;
- (2) pays the emergency permit fee required in 12 AAC 02.310;
- (3) submits verification on a form provided by the department that the applicant is currently licensed in another licensing jurisdiction and the applicant's license in the other jurisdiction is not suspended, revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain the required continuing education requirements;
- (4) repealed 10/31/2019; and
- (5) has not been convicted of a felony or another crime that affects the applicant's ability to practice pharmacy competently and safely.

(b) An emergency permit [UNDER (a) OF THIS SECTION] is nonrenewable, and is valid for **120 consecutive** [90] days or until the **urgent situation is determined by the board to** [EMERGENCY CIRCUMSTANCES] no longer exist, whichever is **sooner** [SHORTER].

(c) Repealed 11/19/2020.

(d) **Repealed** / / [IN AN URGENT SITUATION, THE BOARD MAY ISSUE AN EMERGENCY COURTESY LICENSE TO PRACTICE AS A PHARMACIST, PHARMACY INTERN, OR PHARMACY TECHNICIAN TO AN APPLICANT WHO MEETS THE REQUIREMENTS OF THIS SECTION. THE BOARD MAY RESTRICT THE LICENSE TO ONLY THOSE SERVICES REQUIRED TO RESPOND TO THE URGENT SITUATION. THE LICENSEE MAY NOT PRACTICE AS A PHARMACIST, PHARMACY INTERN, OR PHARMACY TECHNICIAN OUTSIDE THE SCOPE OF THE LIMITED PURPOSE FOR WHICH THE EMERGENCY COURTESY LICENSE IS ISSUED].

(e) **Repealed** / / [AN APPLICANT FOR AN EMERGENCY COURTESY LICENSE UNDER THIS SECTION MUST SUBMIT TO THE DEPARTMENT A

COMPLETED APPLICATION ON A FORM PROVIDED BY THE DEPARTMENT. A COMPLETE APPLICATION INCLUDES THE APPLICABLE APPLICATION AND LICENSING FEES ESTABLISHED IN 12 AAC 02.105].

(f) **Repealed** _____ / _____ / _____ [AN EMERGENCY COURTESY LICENSE ISSUED UNDER THIS SECTION IS VALID FOR THE PERIOD SPECIFIED BY THE BOARD AND MAY NOT EXCEED 120 CONSECUTIVE DAYS. AN EMERGENCY COURTESY LICENSE MAY BE RENEWED FOR ONE ADDITIONAL PERIOD SPECIFIED BY THE BOARD, NOT TO EXCEED 120 CONSECUTIVE DAYS].

(g) The board will not issue, and an emergency **permit** [COURTESY LICENSE] holder may not use, an emergency **permit** [COURTESY LICENSE] as a substitute for a temporary license or other license required under AS 08.80.

(h) While practicing under an emergency **permit** [COURTESY LICENSE ISSUED UNDER THIS SECTION], the holder of the emergency courtesy license must comply with the standards of practice set out in AS 08.80 and this chapter.

(i) The board may refuse to issue an emergency **permit** [COURTESY LICENSE] for the same reasons that it may deny, suspend, or revoke a license under AS 08.80.261.

(j) In this section, "urgent situation" means a health crisis requiring an increased availability of pharmacists, pharmacy interns, [.] or pharmacy technicians. (Eff. 1/16/98, Register 145; am 1/17/2007, Register 181; am 8/12/2007, Register 183; am 10/31/2019, Register 232; am 11/19/2020, Register 236; am _____ / _____ / _____, Register _____)

Authority: AS 08.80.005 AS 08.80.030 AS 08.80.155

12 AAC 52.300 is amended to read:

12 AAC 52.300. License renewal. (a) Pharmacy, wholesale drug distributor,

outsourcing facility, third-party logistics provider, and drug room licenses expire on June 30 of even-numbered years.

(b) An applicant for renewal of a pharmacy, wholesale drug distributor, **outsourcing facility, third-party logistics provider,** or drug room license **must** [SHALL] submit **on or before the license expiration date**

(1) a completed renewal application **on a form provided by the department;**

(2) the license renewal fees required in 12 AAC 02.310; and

(3) **an attestation that** a [COMPLETED] self-inspection of the premises **using the [QUESTIONNAIRE ON A] form provided by the department was completed within the last two years or since the last time the license or registration was initially issued. The self-inspection must be retained, and available upon request, for the duration of the licensing period in which it was completed.**

(c) An applicant for renewal of a pharmacist or pharmacy technician license shall submit on or before the license expiration date

(1) a completed renewal application **on a form provided by the department;**

(2) the license renewal fees required in 12 AAC 02.310; and

(3) an attestation that the applicant has met all continuing education requirements of 12 AAC 52.320 – 12 AAC 52.350;

(4) repealed 4/3/2020.

(d) A pharmacy that has changed its name, physical address, or ownership since the date it was first issued or last renewed is not eligible for renewal.

(e) A wholesale drug distributor that has changed its name, physical address, ownership, or facility manager is not eligible for renewal if the change occurred 30 days after the date a renewal application is submitted to the board.

(f) An outsourcing facility or third-party logistics provider that has changed its name, physical address, ownership, or facility manager is not eligible for renewal.

(g) All renewal applications will be administratively processed and will not require board review unless the executive administrator has reason to believe that renewing the license poses an immediate threat to public health or safety. (Eff. 1/16/98, Register 145; am 2/26/2000, Register 153; am 5/5/2000, Register 154; am 5/26/2006, Register 178; am 4/3/2020, Register 234; am 8/30/2020, Register 235; am ____/____/_____, Register _____)

Authority:	AS 08.01.100	AS 08.80.030	AS 08.80.157
	AS 08.80.005	AS 08.80.147	AS 08.80.165

12 AAC 52.993 is amended to read:

12 AAC 52.993. Executive administrator. The executive administrator may

- (1) review and approve continuing education competency audits; audits that are not in compliance must be reviewed by a board member;
- (2) attend state or national meetings or conferences on behalf of the board;
- (3) work with the National Association of Boards of Pharmacy (NABP) on behalf of the board;
- (4) work with the board chair and vice-chair in evaluation of questions posed to the board regarding AS 08.80 or 12 AAC 52;
- (5) work with regulations specialist to draft and make regulatory amendment recommendations to 12 AAC 52 to the board;

(6) review and approve applications for licensure or registration as long as the applicant meets the requirements established for the license type for which they are applying. (Eff. 10/31/2019, Register 232; am ____/____/_____, Register _____)

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Authority: AS 08.80.005 AS 08.80.030 AS 08.80.270