

ACCEPTED 11/10/21
OFFICE OF ADMINISTRATIVE RULES
OKLAHOMA SECRETARY OF STATE
DOCKET# 21-810 OAR/cert CN

**TITLE 535. OKLAHOMA STATE BOARD OF PHARMACY
CHAPTER 25. RULES AFFECTING VARIOUS REGISTRANTS**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Applicants, Registrants, and Applications

535:25-3-8. Requirements for Licensees [AMENDED]

Subchapter 9. Violations of the Rules of Registrant Conduct

535:25-9-13. Auto refills [AMENDED]

SUMMARY:

The changes in rule 535:25-3-8 (d) clarify that a licensee representative shall sign the pharmacy Board inspection report upon completion and shall be responsible to assure that issues noted, if any, are resolved. The revision in 535:25-9-13 requires registrants to document the patient or patient’s agent authorization to do prescription auto refills.

AUTHORITY:

Oklahoma State Board of Pharmacy is the regulatory authority under Title 59 O.S., Sec. 353.7, 353.11 - 353.20.1, 353.22, 353.24 - 353.26 - 354, and 367.8; Title 51 OS 24A et seq.; Title 75 OS, Sec 2-201, 2-208, and 2-210.

COMMENT PERIOD:

The comment period will run from December 1, 2021 through January 14, 2022, at 4:00 p.m. Written comments may be sent to the Board offices at 2920 N Lincoln Boulevard Suite A, Oklahoma City, OK 73105-4212.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on January 19, 2022, at 1:30 p.m., in our office at 2920 N Lincoln Boulevard Suite A, Oklahoma City, OK 73105-4212. Written notice of intent to make oral comment must be received by this office no later than January 14, 2022, at 4:00 p.m. COVID protocols; temperature check, face mask covering nose and mouth, and social distance required.

REQUEST FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the Board, within the comment period, in dollar amounts if possible, the increase in the level of direct costs such as fees and indirect costs such as record keeping, equipment, construction, labor, professional services, revenue loss, or other costs expected to be incurred due to compliance with the proposed rule(s).

COPIES OF PROPOSED RULES:

Proposed rules are available for review in our office at 2920 N Lincoln Boulevard Suite A, Oklahoma City, OK 73105-4212. Copies may be viewed in our offices or on our website www.pharmacy.ok.gov, or provided at a cost of 25 cents per page.

RULE IMPACT STATEMENT:

A rule impact statement will be prepared and will be available on and after December 1,

2021, at the location listed above for copies of the proposed rules. It may be viewed in our office, on our website, or copies may be obtained for 25 cents per page.

CONTACT PERSON:

Dr. Marty Hendrick, Executive Director, Oklahoma State Board of Pharmacy located at 2920 N Lincoln Boulevard Suite A, Oklahoma City, OK 73105-4212. The Board phone number is (405) 521-3815 and the FAX number is (405) 521-3758.