

PHARMACY BOARD[657]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of 2011 Iowa Acts, chapter 63, section 36, as amended by 2012 Iowa Acts, chapter 1113, section 31, and as further amended by 2013 Iowa Acts, Senate File 446, section 128, the Board of Pharmacy hereby gives Notice of Intended Action to amend Chapter 8, “Universal Practice Standards,” Iowa Administrative Code.

The amendment was approved at the June 26, 2013, regular meeting of the Board of Pharmacy.

The proposed amendment provides that the Board may extend or renew for additional time a pilot or demonstration research project initially approved for a period not to exceed 18 months.

Since the provisions of rule 657—8.40(155A,84GA,ch63) implement legislative action providing for the establishment of projects that amount to a waiver of specific Iowa Code requirements, the Board will not consider waiver or variance of any provisions of this rule beyond approving a project request or request for extension of a project period pursuant to the rule.

Any interested person may present written comments, data, views, and arguments on the proposed amendment not later than 4:30 p.m. on August 13, 2013. Such written materials may be sent to Terry Witkowski, Executive Officer, Board of Pharmacy, 400 S.W. Eighth Street, Suite E, Des Moines, Iowa 50309-4688; or by e-mail to terry.witkowski@iowa.gov.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement 2013 Iowa Acts, Senate File 446, section 128.

The following amendment is proposed.

Amend subrule 8.40(3) as follows:

8.40(3) *Board approval of a project.* Board approval of a project may include the grant of an exception to or a waiver of rules adopted under the Act or under any law relating to the authority of prescription verification and the ability of a pharmacist to provide enhanced patient care in the practice of pharmacy. Project approval, including exception to or waiver of board rules, shall initially be for a specified period of time not exceeding 18 months from commencement of the project. The board may approve the extension or renewal of a project following consideration of a petition that clearly identifies the project, that includes a report similar to the final project report described in paragraph 8.40(6)“a,” that describes and explains any proposed changes to the originally approved and implemented project, and that justifies the need for extending or renewing the term of the project.