

**BEFORE THE PHARMACY BOARD OF THE STATE OF IOWA**

<p><b>In the Matter of the Petition for Waiver by:</b></p> <p><b>Caleb Ginn Registration #: 7747</b></p> <p><b>Petitioner.</b></p>	<p><b>ORDER GRANTING WAIVER REQUEST</b></p>
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Pursuant to Iowa Code section 17A.9A and 481 Iowa Administrative Code (“IAC”) 6, the Iowa Board of Pharmacy (“Board”) makes the following ruling on the Petition for Waiver submitted by Caleb Ginn (“Petitioner”).

**FINDINGS OF FACT**

1. Petitioner has an Iowa pharmacist intern registration that was originally issued on August 28, 2020 and was set to expire on September 30, 2025.
2. Petitioner states in his Petition for Waiver that he seeks to waive 481 IAC 551.6(2), which provides:

*Registration fee and duration.* The registration fee is \$30, and the registration will expire one year following graduation from a college of pharmacy, following completion of a residency or fellowship, upon withdrawal from a college of pharmacy, or upon pharmacist licensure in Iowa, whichever occurs first

3. Petitioner is specifically seeking an extension from the automatic termination of his internship license one year following graduation, as he graduated from the college of pharmacy in May 2024.
4. Petitioner previously requested a waiver of this rule in May 2025 and received an extension through September 30, 2025.
5. Petitioner is now requesting an extension through January 31, 2026.
6. The Board considered this current Petition for Waiver at a board meeting on September 23, 2025.

**APPLICABLE LAW**

7. Pursuant to Iowa Administrative Code chapter 481—6.1(3), the Board may in its sole discretion issue an order waiving in whole or in part the requirements of a rule if the board finds, based on clear and convincing evidence, all of the following:

- a. The application of the rule would impose an undue hardship on the person for whom the waiver is requested;
  - b. The waiver from the requirements of the rule in the specific case would not prejudice the substantial legal rights of any person;
  - c. The provisions of the rule subject to the petition for waiver are not specifically mandated by statute or another provision of law; and
  - d. Substantially equal protection of public health, safety, and welfare will be afforded by a means other than that prescribed in the particular rule for which the waiver is requested.
8. “The burden of persuasion rests with the petitioner to demonstrate by clear and convincing evidence that the board should exercise its discretion to grant a waiver from a board rule.” 481 IAC 6.1(8)(b).
9. The Board's rules provide “The final decision on whether the circumstances justify the granting of a waiver is at the discretion of the department upon consideration of all relevant factors. Each petition for a waiver will be evaluated by the department based on the unique, individual circumstances set out in the petition.” 481 IAC 6.1(8)(a).
10. “A waiver, if granted, shall provide the narrowest exception possible to the provisions of a rule.” 481 IAC 6.1(8)(f).

## **ANALYSIS OF WAIVER CRITERIA**

### **Whether the application of the rule would create an undue hardship on the person for whom the waiver is requested:**

11. Application of the rule (i.e. automatic termination of the internship license one year after graduation from the college of pharmacy) would create an undue hardship on Petitioner as it would not allow him to take the examinations necessary to obtain licensure.

### **Whether the waiver from the requirements of the rule in the specific case would prejudice the substantial legal rights of any person:**

12. Waiving the requirements of the rule would not prejudice the substantial legal rights of any person.

### **Whether the provision of the rule subject to the petition for waiver is not specifically mandated by another provision of law:**

13. The requirement found in the Board’s administrative rule is not specifically mandated by statute.

**Whether substantially equal protection of the public health, safety, and welfare will be afforded by a means other than that prescribed in the particular rule for which the waiver is requested:**

14. The public health, safety, and welfare will be afforded by other means if this waiver is granted as the Petitioner. This waiver will simply allow him to take the examinations necessary for licensure with an active internship license.

**CONCLUSIONS OF LAW**

For the reasons set forth above and upon review of the Petition, the Board finds that Petitioner has satisfied the four criteria for waiver set forth in 481 IAC 551.6(2).

**ORDER**

**IT IS THEREFORE ORDERED** the Petition for Waiver of 481 Iowa Administrative Code chapter 551.6(2) is GRANTED to extend Petitioner's internship license to January 31, 2026.

Issued September 23, 2025.



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Erik Maki, PharmD  
Chairperson  
Iowa Board of Pharmacy

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