

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

<p><b>In the Matter of the Petition for Waiver by:</b></p> <p><b>Rukhsar Javed Registration #: 8714</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 Rukhsar Javed (“Petitioner”).

**FINDINGS OF FACT**

1. Petitioner has an Iowa internship registration that was issued on January 21, 2025 and expired on January 21, 2026.
2. Petitioner is seeking to waive 481 IAC 551.6(2) that requires the internship registration to automatically expire one year after graduation from pharmacy school.
3. Petitioner is specifically seeking to have his internship registration extended to January 2027 so that he may have additional time to complete the required internship hours due to personal and family commitments.
4. The Board considered the Petition for Waiver at a board meeting on January 6, 2025.

**APPLICABLE LAW**

5. 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.

6. “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).
7. 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).
8. “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:**

9. Application of the rule (i.e. requiring the internship registration to expire one year after graduation) would create an undue hardship on Petitioner as it would not allow him the time necessary to complete the internship hours in light of his personal and family commitments.

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

10. 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:**

11. 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:**

12. The public health, safety, and welfare will be afforded by other means if this waiver is granted as the Petitioner is still required to complete the necessary internship hours in order to become a licensed pharmacist. This waiver will simply allow him the opportunity to complete the internship hours outside the one-year rule in light of his personal circumstances.

## 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 6.1(3).

## ORDER

**IT IS THEREFORE ORDERED** the Petition for Waiver of 481 Iowa Administrative Code chapter 551.6(2) is GRANTED to allow Petitioner's internship registration to remain active until January 21, 2027.

Issued January 30, 2026.



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Erik Maki, PharmD  
Chairperson  
Iowa Board of Pharmacy

Copy to:  
Katrina Phillip  
Assistant Attorney General  
Iowa Department of Justice  
Office of the Iowa Attorney General  
1305 E. Walnut Street, 2<sup>nd</sup> Floor  
Des Moines, Iowa 50309  
[katrina.phillip@ag.iowa.gov](mailto:katrina.phillip@ag.iowa.gov)

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