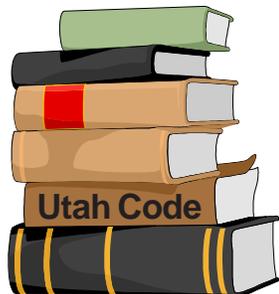


Important Information for all Utah Pharmacy Licensees

New Pharmacy Practice Act

In 2004, the Utah Legislature approved a new *Utah Pharmacy Practice Act* [Title 58-17b], which became effective on July 1, 2004. This new act is an entire rewrite of the former statute [Title 58-17a] which regulates the practice of all pharmacy practitioners and facilities.



This correspondence is notification and a reminder to you, as a licensee, of your responsibility to read and understand the new Practice Act. It can be found on the pharmacy page of the Division's website: www.dopl.utah.gov

Questions regarding this new statute are encouraged via email: dbaker@utah.gov
You may also call 801-530-6628 or 866-275-3675 (toll-free in Utah only).

Pending Pharmacy Practice Act Rules

The implementation of a new practice act requires the revision of the corresponding administrative rules. Therefore, since the approval of the new *Pharmacy Practice Act*, the Division has been preparing a complete rewrite to the *Pharmacy Practice Act Rules*, Title R156-17b, to replace the current rules (R156-17a), which are now still in effect.

A public hearing regarding the proposed rules was held on December 21, 2004. Based on feedback received during this first hearing, substantive changes were made to the proposed rules, requiring that they be re-filed and that another public hearing be held. This second hearing is scheduled for Tuesday, March 22 at 9:00 a.m. in the Heber M. Wells Building (160 East 300 South, Salt Lake City), Conference Room 4A (fourth floor).

A copy of the proposed rules is now available on the Division's website: www.dopl.utah.gov (Look under the large blue "Licensing" bullet and then under the subsequent blue bullet titled "Proposed Rule Changes.")

As a Utah licensee, you are again strongly encouraged to stay informed of these changes involving your profession. Once approved, the new rules will also be posted at www.dopl.utah.gov on the pharmacy page.



Finally, please note that the 45-day public comment period of the latest version of the proposed rules ends at 5:00 p.m. on March 22, 2005. Correspondence regarding the proposed rules is encouraged in writing via email to dbaker@utah.gov or by fax to 801-530-6511. You may also call 801-530-6628.

(Continued on next page.)

Changes to License Types

A significant change in the new statute is the renaming of all pharmaceutical facility license classification types. [See 58-17b-302.] The new statute requires the Division to convert any facility holding a pharmacy license prior to July 1, 2004, from the classification of licensure currently held to the appropriate classification established under the new statute at the next renewal of licensure [58-17b-302(7)].

By looking in the “Profession Title” box on the blue renewal coupon, you can determine which of the five new license types has been assigned to your facility. Following are the five facility license types now being used:



- Class A Pharmacy → includes all retail operations
→ requires a pharmacist-in-charge
- Class B Pharmacy → includes institutional pharmacies that provide services to a target population unique to the needs of the healthcare services required by the patient
→ require a pharmacist-in charge, except for pharmaceutical administration facilities
→ examples include: closed door, hospital clinics, nuclear, branch, veterinarian pharmaceutical facility, pharmaceutical administration facility, and sterile product preparation facility
→ NOTE: a retail pharmacy that prepares sterile products does not require a separate license as a Class B Pharmacy.
- Class C Pharmacy → includes all pharmacies that are involved in manufacturing, production, wholesaling, and distribution
- Class D Pharmacy → includes all non-resident pharmacies located outside of Utah (i.e. out-of-state mail order)
→ requires a pharmacist-in-charge licensed in the state where the pharmacy is located
- Class E Pharmacy → includes pharmacies that do not require a pharmacist-in-charge
→ examples: analytical laboratory, retail pharmacy- restricted (medical gases)

The following license types will also be converted to the new classifications specified:

<u>Old Classification Type</u>		<u>New Classification Type</u>
Pharmaceutical Dog Trainer	→	Controlled Substance Handler - Individual
Animal Euthanasia Agency	→	Controlled Substance Handler - Facility
Pharmaceutical Researcher	→	Controlled Substance Handler - Individual
Pharmaceutical Research Facility	→	Controlled Substance Handler - Facility

Finally, one other change that should be noted is the removal of the preceptor classification from the licenses held by all Utah pharmaceutical preceptors. Instead of displaying “Pharmacist - Preceptor” on the license, it will now read only “Pharmacist.”