

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control\_680\_Department or Agency: Alabama State Board of Pharmacy  
Rule No. 680-X-2-.36

Rule Title: Continuing Education for Pharmacist

\_\_\_\_\_New \_\_\_\_\_X\_\_\_\_\_Amendment \_\_\_\_\_Repeal \_\_\_\_\_Adopt by Reference

Would the absence of the proposed rule significantly?  
harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's  
police power and the protection of the public health,  
safety, or welfare? Yes

Is there another, less restrictive method of  
regulation available that could adequately protect  
the public? No

Does the proposed rule have the effect of directly  
or indirectly increasing the costs of any goods or  
services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the  
public than the harm that might result from the  
absence of the proposed rule? No

Are all facets of the rulemaking process designed  
solely for the purpose of, and so they have, as  
their primary effect, the protection of the public? Yes

Does the proposed action relate to or affect in any  
manner any litigation which the agency is a party to  
concerning the subject matter of the proposed rule? No

\*\*\*\*\*

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is  
required to be accompanied by a fiscal note prepared in accordance with  
subsection (f) of Section 41-22-23, Code of Alabama 1975.

\*\*\*\*\*

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full  
compliance with the requirements of Chapter 22, Title 41, Code of Alabama  
1975, and that it conforms to all applicable filing requirements of the  
Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer Conna C. Gladman

Date 7/18/19

RECORDED & FILED  
2019 JUL 18 PM 2:40  
LEGISLATIVE SVC AGENCY  
(STAMP)

Alabama State Board of Pharmacy

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Pharmacy

RULE NO. & TITLE:

680-X-2-.36 Continuing Education for Pharmacist

INTENDED ACTION:

Amend Rule

SUBSTANCE OF PROPOSED ACTION:

To clarify continuing education a pharmacist must have for renewal.

TIME, PLACE, MANNER OR PRESENTING VIEW:

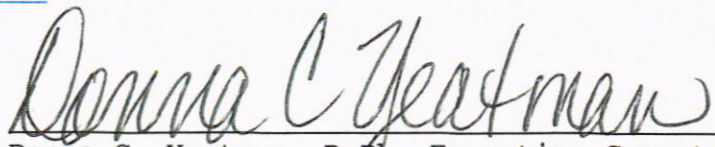
Oppositions can be submitted to the Alabama State Board of Pharmacy, 111 Village Street, Birmingham Alabama 35242. Office business hours are 8:00am - 4:00pm Monday through Friday. Please present your views in writing, fax or email. Public hearing will be held September 18, 2019 at 9:00am

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Comments concerning this change must be received by the Alabama State Board of Pharmacy no later than September 11, 2019

CONTACT PERSON AT AGENCY:

Wendy Passmore  
Operations Manager  
111 Village Street  
Birmingham, Al 35242  
Phone 205-981-4764  
Fax 205-803-6481  
Email - [wpassmore@albop.com](mailto:wpassmore@albop.com)

  
Donna C. Yeatman, R.Ph. Executive Secretary

(1) Pharmacists shall complete ~~fifteen (15)~~ **thirty (30)** hours of continuing education ~~every year~~ **each renewal cycle** as a condition of licensure renewal. By submitting the biennial renewal, a pharmacist is representing their compliance with this requirement by the end of the relevant ~~calendar year~~ **renewal cycle**.

(2) In order to receive credit for continuing education, the continuing education shall be previously approved by the Board. Any requests for approval of continuing education shall be submitted to the Board no less than thirty (30) calendar days prior to offering of the continuing education. A condition of approval shall be that the continuing education is pertinent to the practice of pharmacy. However, this requirement shall not apply to ACPE **or ACCME** approved continuing education courses for which a program number is available.

(3) Continuing Education maybe completed by either attendance or by distance-based program, video or by publications; however, a pharmacist must complete at least ~~three (3)~~ **six (6)** hours of live continuing education through attendance at a course(s), **within the renewal cycle**.

(4) It is the responsibility of each pharmacist to maintain and compile accurate records relating to all continuing education courses or activities they have attended and completed. It shall be the responsibility of each pharmacist to maintain above described documentation and information pertaining to each year for a period of two (2) years and this information shall be submitted to the Board of Pharmacy within thirty (30) calendar days after a request for the same by the Board.

(5) The Board of Pharmacy shall randomly audit the continuing education documentation or information to be maintained or submitted by each pharmacist as described herein to assure compliance with these rules. Failure to maintain the documentation or information set forth in these rules or the submission of false or misleading information or documentation to the Board of Pharmacy or failure to submit requested documentation or information within the time specified by the Board may subject the pharmacist ,on the first violation to a non-disciplinary administrative penalty authorized by Code of Ala. 1975, §34-23-33(b) an amount not less than one hundred dollars (\$100.00) or more than two hundred fifty dollars (\$250.00) as determined by the board.

(6) Upon written request to the Board of Pharmacy, and upon the demonstration of good and sufficient cause, the Board of Pharmacy may grant a waiver or extension of time for the completion of the annual hour requirements for continuing education as set forth herein. The pharmacist who seeks such a

waiver or extension shall submit to the Board of Pharmacy any documentation required by the Board which the Board deems appropriate for it to make a decision concerning that waiver or extension.

(7) Any pharmacist who allows their license to lapse for a minimum of one (1) calendar year but not more than five (5) calendar years, shall be required as a condition for reinstatement to provide documentation of their completion of fifteen (15) hours of continuing education in the manner prescribed above for each lapsed calendar year. If a license is lapsed for more than five (5) calendar years, in addition to the examination requirement set forth in Code of Ala. 1975, §34-23-52, the Board may require as a condition for reinstatement any amount of continuing education deemed appropriate. (

~~8) A pharmacist may carry over and receive credit for twelve (12) hours of continuing education in the succeeding calendar year; however, a pharmacist must obtain in each calendar year no less than three (3) hours live by attendance. For purposes of this rule, attendance shall mean participation in any course where real time interaction with the presenter is possible.~~

**Author:** ~~David Darby, R.Ph., President~~ Donna C. Yeatman, R.Ph.,  
Executive Secretary

**Statutory Authority:** Code of Ala. 1975, §34-23-92.

**History:** New Rule: Filed July 6, 2006; effective August 10, 2006. **Amended:** January 22, 2019 effective February 27, 2019.

**Amended:**