



KENTUCKY BOARD OF PHARMACY

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MEMORANDUM

FROM: MICHAEL BURLESON, R.Ph.
RE: PHARMACISTS
DATE: DECEMBER 1, 2010

The Kentucky Board of Pharmacy at its November 5, 2010 meeting developed the following policy statements:

1. A pharmacist must obtain at least one hour (0.1 CEU) of HIV/AIDS CE every ten (10) years. This means that if a pharmacist received one hour of HIV/AIDS CE credit in 2004, he/she would have until 2014 to complete the next one hour of HIV/AIDS CE. This also means that a pharmacist has until December 31, 2011 to complete his/her first one hour of HIV/AIDS CE.
2. A Kentucky licensed pharmacist must complete fifteen (15) hours of continuing education during the calendar year (January 1-December 31). This includes pharmacists that have a Kentucky pharmacist license and practice in another state. Previously, the Board had accepted the continuing education requirement of the state in which the pharmacist is currently practicing.
3. A pharmacy technician caught diverting drugs from a pharmacy will have their pharmacy registration revoked.
4. A pharmacy technician who previously had been caught diverting drugs from a pharmacy before April 1, 2009 will be denied registration as a pharmacy technician.

5. An individual employed by a pharmacy as a pharmacy technician has thirty (30) days from the date the technician was first employed in which to file an application for pharmacy technician registration with the Board of Pharmacy.

There have been many questions regarding e-prescribing of controlled substances. Following are some answers that may assist pharmacists in Kentucky regarding e-prescribing of controlled substances:

1. Interim Final Rule by the DEA became effective June 1, 2010.
2. Software provider applications prior to use for e-prescribing must undergo independent audit or certification by certification organization approved by the DEA.
3. The audit or certification must determine whether application meets DEA's requirements.
4. DEA will not approve audit organization but will approve certification process.
5. DEA will announce approvals via the Federal Register Notices and its Offices of Diversion Control website: www.deadiversion.usdoj.gov.
6. Practitioners and pharmacies can only use applications that meet DEA's requirements for e-prescribing.
7. The audit/certification report will indicate if application meets DEA's requirements.
8. Kentucky law (KRS 218A.180) regarding controlled substance prescriptions must be amended to allow Kentucky pharmacies to accept e-prescriptions. This law must be amended to allow a practitioner to e-prescribe a Schedule II prescription. It also must be amended to remove the requirement that a pharmacist would have to reduce to writing a Schedule III, IV, or V prescription that is e-prescribed. (Under the current law if a pharmacy receives a prescription via e-prescribing for a Schedule III, IV, or V drug it would have to be reduced to writing and signed by the pharmacist).

If you have any questions, please contact the Board office.