

AUG 07 2015



State of North Dakota  
Jack Dalrymple, Governor

OFFICE OF THE EXECUTIVE DIRECTOR

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**STATE BOARD OF PHARMACY**

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Mark J. Hardy, PharmD, R.Ph.

Executive Director

August 5, 2015

Mr. John Bjornson  
Code Revisor  
ND Legislative Council  
600 E Blvd – 2<sup>nd</sup> Floor  
Bismarck ND 58505-0360

Dear Mr. Bjornson:

The Notice of Intent to Adopt and Amend Administrative Rules and a copy of the proposed rule changes, amendments and additions to them are enclosed as required by NDCC 28-32-10 (1).

The hearing is to address proposed N.D. Admin. Code Articles:

61-02-01-19-Continuous Quality Improvement

61-03-01-04-Licensure Transfer

61-04-08-Limited Prescriptive Practices

61-04-10-CLIA Waived Laboratory Tests

61-04-12 Limited Prescriptive Authority for Naloxone;

If you have any questions or comments please feel free to contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mark J. Hardy".

Mark J. Hardy, PharmD

Executive Director

MJH/eh

Enclosure(s)

## **NOTICE OF INTENT TO ADOPT AND AMEND ADMINISTRATIVE RULES**

TAKE NOTICE that the North Dakota State Board of Pharmacy will hold a public hearing to address proposed new N.D Admin. Code 61-02-01-19-Continuous Quality Improvement and 61-04-12 Limited Prescriptive Authority for Naloxone; and proposed amendments to N.D. Admin. Code 61-03-01-04-Licensure Transfer; 61-04-08-Limited Prescriptive Practices; and 61-04-10-CLIA Waived Laboratory Tests at 10:00AM on Thursday, September 17, 2015, in the Board of Pharmacy conference room at 1906 East Broadway, Bismarck, ND.

61-02-01-19 Continuous Quality Improvement – will require pharmacies to adopt and utilize a tracking system for quality related events, to improve their practices to ensure the highest level of care is administered to their patients.

61-04-12 Limited Prescriptive Authority for Naloxone – creates the administrative code based upon Senate Bill 2104 allowing a process for a pharmacist to obtain prescriptive authority to prescribe and dispense Naloxone Rescue kits to prevent overdose death.

61-03-01-04 Pharmacist License Transfer –revises the administrative code language reflecting the license transfer procedures currently in place for those pharmacists licensed in another state.

61-04-08 Limited Prescriptive Practices - revise the administrative code based upon recent legislative changes in the ND Century Code set forth in Senate Bill 2173.

61-04-10 CLIA Waived Laboratory Tests - is revised to expand and modify the language to the current practice standards for those tests pharmacists are able to perform.

The proposed amendments and new sections are not expected to have an impact on the regulated community in excess of \$50,000. A copy of the proposed rules are on our website: [www.nodakpharmacy.com](http://www.nodakpharmacy.com) and may be obtained by writing the North Dakota State Board of Pharmacy, by calling (701) 328-9535 or by email [ndboph2@btinet.net](mailto:ndboph2@btinet.net). Also, written comments may be submitted to 1906 East Broadway, Bismarck, ND 58501 until October 5, 2015. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota State Board of Pharmacy at the above telephone number or address at least 14 days prior to the public hearing.

Dated this 5th day of August, 2015.

Mark J. Hardy, PharmD  
Executive Director

**ABBREVIATED NOTICE OF INTENT TO ADOPT AND  
AMEND ADMINISTRATIVE RULES**

RELATING TO North Dakota State Board of Pharmacy regulating of the Practice of Pharmacy

TAKE NOTICE that the North Dakota State Board of Pharmacy will hold a public hearing to address proposed new N.D Admin. Code 61-02-01-19 Continuous Quality Improvement for Pharmacies and 61-04-12 Limited Prescriptive Authority for Naloxone; and proposed amendments to N.D. Admin. Code 61-03-01-04 Pharmacist Licensure Transfer; 61-04-08 Limited Prescriptive Practices; and 61-04-10 CLIA Waived Laboratory Tests at **10:00AM on Thursday, September 17, 2015, in the Board of Pharmacy conference room at 1906 East Broadway, Bismarck, ND.**

A copy of the proposed rules may be obtained by writing the North Dakota State Board of Pharmacy, calling (701) 328-9535 or by email [ndboph2@btinet.net](mailto:ndboph2@btinet.net). Also, written comments may be submitted to 1906 East Broadway, Bismarck, ND 58501 until October 5, 2015. If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the North Dakota State Board of Pharmacy at the above telephone number or address at least 14 days prior to the public hearing.

Dated this 5<sup>th</sup> day of August, 2015.

Mark J. Hardy, PharmD  
Executive Director