

*****MISSOURI BOARD OF PHARMACY
COVID-19 SUPPLEMENTAL WAIVERS/GUIDANCE***
(3-23-20)**

The Board is continuing to monitor developments related to COVID-19. Please see the following additional guidance/waivers to assist licensees during the State of Emergency:

Non-Resident Licensing Waiver

Pursuant to [Executive Order 2020-04](#), the following Board licensure waivers have been approved during the State of Emergency:

1. Section [338.020, RSMo](#) (Pharmacist Licensure) has been waived to allow Missouri licensed pharmacies to use individuals licensed as pharmacists in another U.S. state or territory to provide pharmacy services during the State of Emergency, provided such non-resident license is current and in good standing.
2. Section [338.013, RSMo](#) (Pharmacy Technician Registration) has been waived to allow Missouri licensed pharmacies to use individuals licensed/registered as pharmacy technicians in another U.S. state or territory to provide pharmacy services during the State of Emergency, provided such non-resident license/registration is current and in good standing.
3. Section [338.220, RSMo](#) (Pharmacy Licensure) has been waived to allow Missouri licensed pharmacies to use entities licensed as a pharmacy in another U.S. State or territory to assist with providing pharmacy services during the State of Emergency, provided such non-resident license is current and in good standing. A Class-J Shared Services permit is not required during the State of Emergency subject to the requirements identified in the Board's "[Waiver of Statutes/Administrative Rules](#)" statement issued on 3/18/20.

The above non-resident licensing waivers may be utilized if:

1. The Missouri licensed pharmacy maintains proof of the non-resident individual's or entity's licensure/registration in their home state which shows the applicable non-resident license, registration or permit is current and in good standing (e.g., official governmental website verification, copy of current license);
2. For pharmacists and pharmacy technicians, the individual must submit an Emergency Practice Notification Form to the Board office at the Board's mailing address or electronically to:
 - a. MissouriBOP@pr.mo.gov
 - b. Fax: (573) 526-3464

The Emergency Practice Notification Form is attached below and also available on the Board's website. No application fee is required.

Note: The approved non-resident licensing waiver only applies to entities under the Board's jurisdiction and would allow assistance from non-resident licensees/registrations as listed above without a corresponding Missouri license, registration or permit.

Clarification on Remote Verification by a Pharmacist Waiver

Questions have been received by the Board regarding the scope of the remote final product verification waiver approved by the Board in accordance with Executive 2020-04. To prevent illness and staffing shortages, a Missouri licensed pharmacist may use technology to remotely verify the final product as required by [20 CSR 2220-2.010](#) if needed to provide disaster or emergency relief if:

1. Physical verification by a pharmacist cannot be promptly performed by a pharmacist;
2. Prompt dispensing is in the best interest of the patient's health and safety;
3. The technology used is sufficient to allow the pharmacist to properly and accurately inspect and verify the accuracy of the contents of the prescription or medication order and the affixed label, and
4. If the pharmacy technician or intern pharmacist is supervised in compliance with proposed rule [20 CSR 2220-2.710](#) published in the Missouri Register on March 16, 2020. In lieu of the required initial competency assessment referenced in 20 CSR 2220-2.710(2)(C), pharmacy technicians and intern pharmacists must be deemed competent to perform the duties assigned by the pharmacist-in-charge.

The permit holder, pharmacist-in-charge and the supervising pharmacist are responsible for ensuring patient safety, security of the pharmacy and its inventory, and ensuring pharmacy services are provided properly and accurately by the pharmacy in servicing the public.

The authorized remote verification waiver is intended to address COVID-19 related pharmacy needs and is **“NOT”** intended as a blanket waiver to accommodate normal pharmacy staffing issues. Licensees should make a good faith effort to maintain required staffing of pharmacist(s) in the operation of the pharmacy, and if required, locate a pharmacist to physically verify the final drug product prior to authorizing remote product verification (e.g., reassigning staff, relief pharmacists). Remote final product verification should only be authorized if a pharmacist cannot be located or assigned to verify the final drug product to be dispensed in a timely manner and prompt dispensing is in the best interest of the patient's health and safety.

Remote final product verification should be a **temporary emergency** solution. All efforts should be made by the permit holder to return to normal operational procedures in staffing the pharmacy once a pharmacist is available to personally verify the final product.

Can Remote Final Product Verification Be Used If The Pharmacy Has A High Prescription Volume?

Once again, the authorized waiver is not intended to address regular or routine pharmacy staffing issues. Instead, remote final product verification may be used if there's an increase in prescription volume and the pharmacy is unable to locate or assign another pharmacist to assist with final product verification in a timely manner due to COVID-19 related operational or staffing issues (e.g., pharmacist quarantine, suspected/confirmed illness, relief staff unavailable).

Can a pharmacy technician prepare prescriptions without a pharmacist physically present if the final product is remotely verified by a pharmacist?

In the event a pharmacist **CANNOT** be physically present at a pharmacy due to COVID-19 and the State of Emergency, a pharmacy technician may prepare a prescription without a pharmacist physically present at the pharmacy only if:

1. A pharmacist determines prompt dispensing is in the best interest of the patient's health and safety; and
2. The final product is remotely verified by a pharmacist using technology that is sufficient to allow the pharmacist to properly and accurately inspect and verify the accuracy of the contents of the prescription or medication order and the affixed label, and

3. The pharmacy technician is supervised using technology that complies with proposed rule [20 CSR 2220-2.710](#) published in the Missouri Register on March 16, 2020, and
4. Other elements of dispensing have been appropriately addressed by a pharmacist either on-site or remotely as part of the dispensing process (e.g., data entry, DUR), and
5. Technology used must maintain patient confidentiality, as required by state and federal law.

Once again, this remote verification waiver is a [temporary emergency](#) solution. The pharmacy must return to normal staffing requirements in the operation of the pharmacy once a pharmacist is available to supervise and verify the final product as required by 20 CSR 2220-2.010. The permit holder, pharmacist-in-charge and the supervising pharmacist are responsible for ensuring patient safety, security of the pharmacy and its inventory, and ensuring pharmacy services are properly and accurately provided in servicing the public.

[Prescription/Medication Order Transfers:](#)

Pharmacies not able to transfer prescriptions within 1-business day as required by 20 CSR 2220-2.120 due to the State of Emergency or COVID-19 related closures/business interruptions, may transfer prescriptions as soon as reasonably practical. Pharmacists should exercise good faith and act promptly to avoid interruptions in patient care. *Note: Pharmacists may transfer prescriptions from home pursuant to 20 CSR 2220-6.055. Pharmacy technicians can transfer prescriptions from home during the State of Emergency (non-controlled substances only), subject to the requirements identified in the Board's ["Waiver of Statutes/Administrative Rules"](#) statement issued on 3/18/20.*

The above waivers are intended to address the State of Emergency and should not be used for pharmacy convenience or to decrease costs. The Board will continue to monitor waiver requests and may issue further guidance as events develop. Pharmacists, pharmacy technicians and intern pharmacists are vital members of the healthcare team and can play a critical role in providing patient care during the State of Emergency. Pharmacists should exercise their professional judgment to ensure safe and appropriate patient care. Questions can be addressed to the Board office at (573) 751-0091 or at MissouriBOP@pr.mo.gov. Due to the volume of phone calls at this time, e-mails are preferred.



EMERGENCY PRACTICE NOTIFICATION FORM

IMPORTANT INFORMATION:

- This Emergency Practice Notification Form is provided pursuant to the Board's COVID-19 Supplemental Waiver/Guidance issued on 3/21/20. Please review the guidance prior to submitting this form.
- This form should be submitted by pharmacists or pharmacy technicians licensed in another U.S. state or territory seeking to assist a Missouri licensed pharmacy due to the COVID-19 related State of Emergency declared on March 13, 2020 (see [Executive Order 20-04](#)). You do not have to submit this form if you hold a Missouri pharmacist or pharmacy technician license or registration and will be practicing in the applicable profession.
- Non-resident licensees must hold a current license in the same profession in their home state. Proof of current licensure must be provided to and maintained by the Missouri licensed pharmacy that you will be assisting (e.g., official governmental website verification, copy of current license)
- This completed form can be mailed to the Board office or electronically sent to:
MissouriBOP@pr.mo.gov
Fax: (573) 526-3464
- **No application fee is required.**
- Non-resident licensees may begin practicing once this form is submitted/mailed to the Board office. An official license/registration will not be issued by the Board. Non-resident licensees should maintain a copy of this completed Notification Form in their possession along with proof of mailing/electronic submission. A copy of the completed Notification Form should also be maintained by the Missouri licensed pharmacy that you will be assisting.
- Questions can be addressed to the Board office at (573) 751-0091 or:
pharmacist@pr.mo.gov (pharmacists)
technician@pr.mo.gov (pharmacy technicians)

E-MAIL IS PREFERRED



EMERGENCY PRACTICE NOTIFICATION FORM

MISSOURI BOARD OF PHARMACY EMERGENCY PRACTICE NOTIFICATION FORM

STATE OF MISSOURI DIVISION OF PROFESSIONAL REGISTRATION MISSOURI BOARD OF PHARMACY MAILING ADDRESS: MISSOURI BOARD OF PHARMACY PO BOX 625 JEFFERSON CITY, MO 65102 OVERNIGHT ADDRESS: 3605 MISSOURI BLVD. JEFFERSON CITY, MO 65109	FOR OFFICE USE ONLY RECEIVED DATE:

PERSONAL INFORMATION			
<i>Provide information for the non-resident licensee/registrant who will be assisting with pharmacy services due to the State of Emergency (Executive Order 2020-02 & 2020-04)</i>			
INDIVIDUAL NAME (LAST)	(FIRST)	(MIDDLE)	(MAIDEN)
ADDRESS (STREET)			(CITY) (STATE) (ZIP)
DATE OF BIRTH (DD/MM/YYYY)	CONTACT TELEPHONE NUMBER	CONTACT E-MAIL ADDRESS	
PROFESSION: <input type="checkbox"/> PHARMACIST <input type="checkbox"/> PHARMACY TECHNICIAN	U.S. STATE/TERRITORY WHERE LICENSED/REGISTERED	LICENSE/REGISTRATION # IN RESIDENT STATE	
IS THE ABOVE NON-RESIDENT LICENSE/REGISTRATION CURRENT AND ACTIVE IN YOUR HOME STATE? <input type="checkbox"/> YES <input type="checkbox"/> NO (If "no", you are NOT eligible to provide emergency assistance in the state of Missouri)			

MISSOURI PHARMACY INFORMATION	
NAME OF MISSOURI LICENSED PHARMACY YOU WILL BE ASSISTING DURING THE STATE OF EMERGENCY	MISSOURI PHARMACY PERMIT #
MISSOURI PHARMACY ADDRESS (STREET)	(CITY) (STATE) (ZIP)
DATE NON-RESIDENT WILL BEGIN ASSISTING FUNCTIONS (MM/DD/YY)	
<i>This section may be left blank if you do not know the Missouri pharmacy that you will be assisting at this time. Non-resident licensees/registrants assisting multiple Missouri pharmacies should list the primary location where you will be practicing. Once this form is submitted, you may assist any Missouri licensed pharmacy subject to Executive Order 20-04 and the Board's COVID-19 Supplemental Waiver/Guidance issued on 3/21/20. Additional Board notification is not required if the pharmacy listed above changes or if you being assisting another Missouri pharmacy. However, a copy of this Notification Form should be maintained/provided to each pharmacy you will be assisting.</i>	

APPLICANT DECLARATION	
By my signature below, I affirm that I have personally completed the foregoing notification form and that all information is true and accurate. I further affirm that I hold a current and active pharmacist/pharmacy technician license or registration in my practicing home state. I understand that <u>my authorization to practice in Missouri or for Missouri patients shall automatically terminate once the State of Emergency identified in Executive Order 2020-04 terminates or the non-resident emergency practice waiver is rescinded by the Board of Pharmacy</u> and that practicing after such termination/rescission will constitute <u>unlawful unlicensed practice which may result in civil and/or criminal action, as authorized by law</u> . I agree to abide by all applicable provisions of state and federal law, including, but not limited to, Chapter 338, RSMo, and the rules of the Board, as amended or duly waived by the Board of Pharmacy.	
SIGNATURE OF APPLICANT	DATE
PRINT NAME	