NOTICE OF INTENT TO ADOPT PROPOSED RULE TO THE GEORGIA STATE BOARD OF PHARMACY RULES
RULE 480-16-.09 PURCHASE OR RECEIPT OF DRUGS BY A PHARMACY AND NOTICE OF PUBLIC HEARING

TO ALL INTERESTED PERSONS AND PARTIES:
Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Pharmacy (hereinafter "Board") proposes a new Rule to the Georgia Board of Pharmacy Rules, Rule 480-16-.09 PURCHASE OR RECEIPT OF DRUGS BY A PHARMACY (hereinafter "proposed rule").

This notice, together with an exact copy of the proposed rule and a synopsis of the proposed rule, is being forwarded to all persons who have requested, in writing, that they be placed on an interested parties list. A copy of this notice, an exact copy of the proposed rule, and a synopsis of the proposed rule may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Department of Community Health at 2 Peachtree Street, NW, Atlanta, Georgia, 30303. These documents will also be available for review on the Georgia State Board of Pharmacy's web page at www.gbp.georgia.gov.

A public hearing is scheduled to begin at 9:00 AM on December 11, 2013 at the Georgia Board of Pharmacy, Department of Community Health, 2 Peachtree Street, 36th Floor, Atlanta, GA 30303 to provide the public an opportunity to comment upon and provide input into the proposed rule. At the public hearing, anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. To ensure their consideration, written comments may be received prior to December 4, 2013. Written comments should be addressed to the Executive Director of the Georgia State Board of Pharmacy at 2 Peachtree Street NW, Atlanta, Georgia 30303 FAX: 678-717-6694. You may email your comments to tbattle@dch.ga.gov.

The proposed rule will be considered for adoption by the Georgia State Board of Pharmacy at its meeting scheduled to begin at 9:05 AM on December 11, 2013 at the Georgia Board of Pharmacy, Department of Community Health, 2 Peachtree Street, 36th Floor, Atlanta, GA 30303. According to the Department of Law, State of Georgia, the Georgia State Board of Pharmacy has the authority to adopt the proposed rule pursuant to authority contained in O.C.G.A §§ 26-4-27, 26-4-28, 26-4-60, and 26-4-113.

At its meeting on October 16, 2013, the Board voted that the formulation and adoption of this rule do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A §§ 26-4-27, 26-4-28, 16-13-22.

Also, at its meeting on October 16, 2013, the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A §§ 26-4-27, 26-4-28, 16-13-22 to adopt or implement differing actions for businesses as listed at O.C.G.A§ 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of

this rule will impact every licensee in the same manner, and each licensee is independently licensed, owned and operated and dominant in the field of pharmacy.

For further information, contact the Board office at 404-651-8000.

This notice is given in compliance with O.C.G.A. §50-13-4.

This 30 day of October, 2013

Tanja D. Battle
Executive Director
Georgia Board of Pharmacy

Posted: October 30, 2013

SYNOPSIS OF PROPOSED RULE OF THE GEORGIA STATE BOARD OF PHARMACY RULES CHAPTER 480-16, RULE 480-16-.09 PURCHASE OR RECEIPT OF DRUGS BY A PHARMACY

Purpose of Rule: The purpose of this rule is to establish the means by which a pharmacy may come to possess dangerous drugs and/or controlled substances.

Main Features: The main feature of this rule is to require licensure of any facility that provides dangerous drugs and/or controlled substances to pharmacies.

PROPOSED RULE FOR THE GEORGIA STATE BOARD OF PHARMACY RULES RULE 480-16-.09 PURCHASE OR RECEIPT OF DRUGS BY A PHARMACY

NOTE: Struck through text is proposed to be deleted. Underlined text is proposed to be added.

Rule 480-16-.09 Purchase or Receipt of Drugs by a Pharmacy

All pharmacies are required to purchase or receive dangerous drugs and/or controlled substances from a firm licensed by this state as a drug wholesaler, distributor or manufacturer.

Authority: O.C.G.A. §§ 26-4-27, 26-4-28, 26-4-60, and 26-4-113.