

**NOTICE OF INTENT TO ADOPT RULE IN THE GEORGIA STATE BOARD OF
PHARMACY RULES,
RULE 480-10A-.05 TRANSMISSION AND LABELING, 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 adoption of new Georgia Board of Pharmacy Rules, Rule 480-10A-.05 TRANSMISSION AND LABELING (hereinafter "proposed amendments").

This notice, together with an exact copy of the proposed amendments and a synopsis of the proposed amendments, 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 rule including the proposed amendments, and a synopsis of the rule including the proposed amendments 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 Martin Luther King, Jr. Drive SE, East Tower, 11th Floor, Atlanta, GA 30334. 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 April 10, 2024 at Department of Community Health, 2 Martin Luther King, Jr. Drive SE, East Tower, 11th Floor, Atlanta, Georgia 30334 to provide the public an opportunity to comment upon and provide input into the proposed amendments. 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 must be received prior to April 5, 2024. Written comments should be addressed to the Executive Director of the Georgia State Board of Pharmacy at 2 Martin Luther King, Jr. Drive SE, East Tower, 11th Floor, Atlanta, GA 30334. You may email your comments to james.joiner@dch.ga.gov.

The proposed amendments will be considered for adoption by the Georgia State Board of Pharmacy at its meeting scheduled to begin at 9:00 AM on April 10, 2024 at Department of Community Health, 2 Martin Luther King, Jr. Drive SE, East Tower, 11th Floor, Atlanta, Georgia 30334. According to the Department of Law, State of Georgia, the Georgia State Board of Pharmacy has the authority to adopt the proposed amendments pursuant to authority contained in O.C.G.A. §§ 26-4-27, 26-4-28, & 26-4-60.


At its meeting on June 14, 2023, the Board voted that the formulation and adoption of these rule amendments do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed amendments 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 June 14, 2023, 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 chapter 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 11 day of March, 2024.


Eric R. Lacefield
Executive Director
Georgia Board of Pharmacy

Posted: March 11, 2024.

**SYNOPSIS OF PROPOSED GEORGIA STATE BOARD OF PHARMACY RULE
RULE 480-10A-.05 TRANSMISSION AND LABELING**

- Purpose:** To allow pharmacies to make electronic notation, as opposed to handwritten, that a particular prescription has been filled by a central filling process.
- Main Features:** Addition of language allowing electronic notation regarding the use of central filling on a prescription.

**TEXT OF PROPOSED GEORGIA STATE BOARD OF PHARMACY RULE
RULE 480-10A-.05 TRANSMISSION AND LABELING**

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

Text of the proposed rule is attached hereto.

Rule 480-10A-.05. Transmission and Labeling

- (1) The transmission and labeling of controlled substance prescriptions processed utilizing central fill services must comply with all federal and state laws, rules, and regulations.
- (2) The originating pharmacy must comply with the minimum required information for the patient record system and all requirements of a prescription drug order as outlined in the Georgia law and Board rules prior to sending a prescription to the central fill pharmacy.
- (3) All prescriptions may be transmitted electronically from an originating pharmacy to a central fill pharmacy including via facsimile.
- (4) All transmission records must include the following:
 - (a) "CENTRAL FILL" written on the face of a prescription if it is a hard copy prescription;
 1. Where the record of a prescription is maintained in a pharmacy's computer prescription system, this requirement may be satisfied by notation in the computer prescription system indicating that a particular prescription was filled by central fill, provided such record is capable of immediate retrieval upon request for inspection by the Georgia Drugs and Narcotics Agency;
 - (b) The name, address, telephone number, Georgia license number, and DEA registration number (if the prescription is a controlled substance), of the central fill pharmacy to which the prescription has been transmitted;
 - (c) Number of refills already dispensed and number of refills remaining (if applicable);
 - (d) The name of the originating pharmacy pharmacist transmitting the prescription; and
 - (e) The date of transmittal.
- (5) All receipt of transmission records must include all information included in subsection 4 and the name, address, telephone number, Georgia license number, and DEA registration number (if the prescription is a controlled substance), of the originating pharmacy transmitting the prescription.
- (6) The label affixed to the container of a dangerous drug or other non-controlled substance filled by a central fill pharmacy must contain the following:
 - (a) Date of fill or refill;
 - (b) The originating pharmacy name, address, and telephone number;
 - (c) The central fill pharmacy's unique identifier;
 - (d) The serial number of the prescription;

- (e) The name of the patient;
- (f) The name of the prescribing practitioner;
- (g) Name of supervising physician if applicable;
- (h) Expiration date of the dispensed drug; and
- (i) The directions for use and cautionary statements, if any, contained in such prescription or required by law.

Authority: O.C.G.A. § 26-4-60.