

**NOTICE OF INTENT TO ADOPT PROPOSED RULE TO THE GEORGIA STATE BOARD
OF PHARMACY RULES
RULE 480-2-.06 TEMPORARY LICENSES.**

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 480-2-.06 TEMPORARY LICENSES. (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 11:30 AM on November 9, 2016 at the Georgia Board of Pharmacy, Department of Community Health, 2 Peachtree Street, 36th Floor, Atlanta, Georgia 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 must be received prior to November 2, 2016. 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 11:35 AM on November 9, 2016 at the Georgia Board of Pharmacy, Department of Community Health, 2 Peachtree Street, 36th Floor, Atlanta, Georgia 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. §§ 26-4-20, 26-4-27, 26-4-28, 26-4-41, 26-4-42, 26-4-43, 26-4-44.2, 43-1-34.

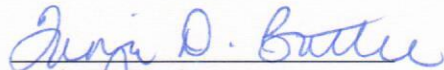
At its meeting on August 3, 2016, the Board voted that the formulation and adoption of this rule do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A §§ 26-4-27, 26-4-28, 16-13-22.

Also, at its meeting on August 3, 2016, 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 4th day of Oct, 2016.



Tanja D. Battle
Executive Director
Georgia Board of Pharmacy

Posted: October 4, 2016

**SYNOPSIS OF PROPOSED RULE OF THE
GEORGIA STATE BOARD OF PHARMACY RULES
RULE 480-2-.06 TEMPORARY LICENSES.**

Purpose of Rule: The purpose of this rule is to permit temporary pharmacist licensure under certain conditions.

Main Features: The main feature of this rule is to provide temporary licensure for pharmacy residents, service members, military spouses, and individuals in emergency situations.

**PROPOSED RULE FOR THE GEORGIA STATE BOARD OF PHARMACY RULES
RULE 480-2-.06 TEMPORARY LICENSES.**

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

480-2-.06 Temporary Licenses.

(1) As used in this rule:

- (a) “Military” means the United States armed forces, including the National Guard;
- (b) “Military spouse” means a spouse of a service member or transitioning service member;
- (c) “Pharmacy resident” means a graduate who received a professional degree from a college or school approved by the board, as provided for in Rule 480-2-.02, who has been accepted for a post-graduate clinical training position in this State;
- (d) “Service member” means an active or reserve member of the United States armed forces, including the National Guard;
- (e) “Transitioning service member” means a member of the military on active duty status or on separation leave who is within 24 months of retirement or 12 months of separation.

(2) Temporary licenses for service members, transitioning service members, and military spouses.

(a) A service member may qualify for a temporary pharmacist license by examination where the applicant:

1. Has submitted a completed application for licensure by examination on a form approved by the Board, paid the requisite fee, and requested a temporary license;
2. Has graduated and received a professional degree from a college or school approved by the board, as provided for in Rule 480-2-.02;
3. Has completed an internship program approved by the Board, as provided for in Rule 480-2-.03; and
4. Has successfully passed the NAPLEX.

(b) A service member, transitioning service member, or military spouse may qualify for a temporary pharmacist license by reciprocity where the applicant:

1. Has completed an applicant form supplied by the National Association of Boards of Pharmacy (NABP) to apply for licensure with the Georgia State Board of Pharmacy. This application should be filed with NABP, and then with the Board for further review by the Board and an investigation by the Georgia Drugs and Narcotics Agency (GDNA), if necessary. If so requested, an applicant must produce evidence satisfactory to the Board or the GDNA which shows the applicant has the age, moral character, background, education, and experience demanded of applicants for registration by examination under O.C.G.A. 26-4 and by this chapter;

2. Has presented to the board proof that any other license granted to the applicant by any other state is not currently suspended, revoked, or otherwise restricted for any reason except nonrenewal or for the failure to obtain the required continuing education credits in any state where the applicant is currently licensed, but not engaged in the practice of pharmacy;
3. Has successfully passed the NAPLEX;
4. Has paid the requisite fee, is eligible for the practical examination, and has requested a temporary license; and
5. Holds a license from another state for which the training, experience, and testing substantially meet or exceed the requirements under this State to obtain a pharmacist license; and if the applicant is a service member or transitioning service member, has obtained a specialty, certification, training or experience in the military while a service member which substantially meets or exceeds the requirements to obtain a license in this state.

(c) Any temporary license issued to a service member, transitioning service member, or military spouse shall be valid for a period of six months from the date of issuance of the license and shall expire at the end of the six month period or upon the passage of the practical examination and issuance of a permanent license, whichever is earlier.

(3) Temporary licenses for pharmacy residents.

(a) A pharmacy resident may apply for temporary pharmacist licensure where the applicant has:

1. Has submitted a completed application for licensure on a form approved by the Board, paid the requisite fee, and requested a temporary license;
2. Has attained the age of majority;
3. Has completed an internship program approved by the Board, as provided for in Rule 480-2-.03; and
4. Has submitted evidence that the applicant has been accepted for a pharmacy resident position in this state.

(b) Any temporary license issued to a pharmacy resident shall expire at the end of the month following the third Board meeting conducted after the issuance of such license and may not be reissued or renewed.

(4) All other temporary licenses.

(a) An applicant may qualify for temporary pharmacist licensure where the applicant has:

1. Has submitted a completed application for licensure on a form approved by the Board and paid the requisite fee;
2. Has attained the age of majority;
3. Has graduated and received a professional degree from a college or school approved by the board, as provided for in Rule 480-2-.02;
4. Has completed an internship program approved by the Board, as provided for in Rule 480-2-.03; and
5. Has submitted evidence of an emergency situation justifying such temporary license.

(b) Any temporary license issued to a pharmacy resident shall expire at the end of the month following the third Board meeting conducted after the issuance of such license and may not be reissued or renewed.

Authorities: O.C.G.A. §§26-4-20, 26-4-27, 26-4-28, 26-4-41, 26-4-42, 26-4-43, 26-4-44.2, 43-1-