

OFFICE OF THE SECRETARY OF STATE
BEV CLARNO
SECRETARY OF STATE
JEFF MORGAN
INTERIM DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION
STEPHANIE CLARK
DIRECTOR
800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 855
BOARD OF PHARMACY

FILED
07/17/2020 1:04 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Preceptor monitoring of interns at certain school-based rotations 2020-2021 academic year (COVID19)

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 09/09/2020 9:30 AM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

CONTACT: Rachel Melvin 800 NE Oregon St
971-673-0001 Suite 150
pharmacy.rulemaking@oregon.gov Portland, OR 97232

Filed By:
Rachel Melvin
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 09/09/2020

TIME: 8:30 AM - 9:30 AM

OFFICER: Rachel Melvin

ADDRESS: Oregon Board of Pharmacy
800 NE Oregon St
Suite 150
Portland, OR 97232

SPECIAL INSTRUCTIONS:

This hearing meeting will be held via telephonic conference call. To participate, call 1-877-873-8017, participant code 139360#. LAST DAY AND TIME TO OFFER WRITTEN COMMENT TO AGENCY: 09/08/2020 12:00 PM, EMAIL WRITTEN COMMENT TO PHARMACY.RULEMAKING@OREGON.GOV. ORAL COMMENT CAN BE OFFERED AT THE HEARING AT DATE AND TIME DESCRIBED BELOW. WRITTEN COMMENTS MUST BE SUBMITTED BY 09/08/2020 BY 12:00 PM AND WILL NOT BE ACCEPTED AT THE RULEMAKING HEARING.

IF YOU WISH TO SUBMIT WRITTEN COMMENT AND PARTICIPATE IN THE RULEMAKING HEARING, YOU MUST SUBMIT YOUR WRITTEN COMMENTS IN ADVANCE OF THE RULEMAKING HEARING, BY 09/08/2020 AT 12 PM.

NEED FOR THE RULE(S):

COVID-19 PHE continues to require social distancing policies; the Oregon pharmacy schools will continue to permit non-direct patient care remote School-based Rotational Internships (SRIs) opportunities for the 2020-2021 academic year, in light of the coronavirus

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Oregon Governor's Executive Orders related to the coronavirus public health emergency, documents can be found at govstatus.egov.com/or-covid-19

FISCAL AND ECONOMIC IMPACT:

None

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

There are no fiscal impacts for the agency or the public

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses are not impacted by intern supervision ratios

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

Input received from the Oregon pharmacy school programs suggest they will continue to have to create remote SRI opportunities for the foreseeable future in light of the coronavirus

AMEND: 855-031-0026

RULE SUMMARY: Ratio and supervision of interns.

CHANGES TO RULE:

855-031-0026

Ratio & Supervision ¶

(1) A pharmacist may not supervise more than one intern at a time at a TPI site who performs the duties of an intern as listed in OAR 855-019-0200(3)(g). A pharmacist may supervise more than one intern if only one intern

performs the duties of an intern as listed in OAR 855-019-0200(3)(g) and if other interns supervised by the pharmacist perform the duties listed in OAR 855-025-0040.¶

(2) A preceptor may not supervise more than two interns simultaneously during a shift at an SRI site where patient specific recommendations for care or medications are provided without prior written authorization of the Board.

Through the 2020-2021 academic year, a preceptor may monitor as many interns as they believe in their professional judgment is appropriate to achieve desired experiential outcomes for non-direct patient care learning opportunities only, while also preserving and assuring patient safety. The preceptor must retain documentation of all interns monitored during this timeframe.¶

(3) With the written approval of a school of pharmacy, and when in their professional judgment it is appropriate, a preceptor may supervise up to 10 interns at public-health outreach programs such as informational health fairs that provide general information but not direct patient care.¶

(4) For immunization clinics, an immunizing pharmacist may supervise up to two immunizing interns.¶

(5) A licensed preceptor may delegate the preceptor responsibilities to another licensed pharmacist or preceptor.¶

(6) The majority of an intern's overall experience must be with a licensed pharmacist preceptor.

Statutory/Other Authority: ORS 689.151, ORS 689.205

Statutes/Other Implemented: ORS 689.255, 2009-OL Ch. 536 ORS 689.455