



**TEMPORARY ADMINISTRATIVE ORDER**  
INCLUDING STATEMENT OF NEED & JUSTIFICATION

**BP 28-2021**

CHAPTER 855

BOARD OF PHARMACY

**FILED**

11/19/2021 8:23 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Requires pharmacies to post accurate hours of operation.

EFFECTIVE DATE: 11/19/2021 THROUGH 05/17/2022

AGENCY APPROVED DATE: 11/17/2021

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NEED FOR THE RULE(S):

During the COVID-19 pandemic, many pharmacies are modifying their hours of operation. Accurate pharmacy hours of operation must be available to patients and providers to ensure timely access to prescription medication.

JUSTIFICATION OF TEMPORARY FILING:

Pharmacies must have accurate hours of operation posted at all times. Failure to adopt this temporary rule could result in patients and healthcare providers being unable to determine when a pharmacy will be open and patients being unable to access medications in process or filled by the pharmacy. Inability to access prescription medications in a timely manner is a danger to the public health and safety.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

AMEND: 855-041-1015

RULE SUMMARY: This rule requires pharmacies to post accurate hours. Accurate pharmacy operating hours must be available to patients and prescribers so they can seek alternate sources of prescription medication when a pharmacy is closed.

CHANGES TO RULE:

855-041-1015

Operation of Pharmacy (Both Retail and Institutional Drug Outlets) ¶¶

(1) Supervision. A pharmacy may only be operated when a pharmacist licensed to practice in this state is present. This means that the pharmacist must be physically present in the pharmacy or institutional facility.¶¶

(2) Sanitation:¶¶

(a) Pharmacies shall be kept clean.¶¶

(b) Persons working in a pharmacy shall practice appropriate infection control.¶¶

(3) A Pharmacy must conspicuously display accurate hours of operation at each pharmacy entrance, on each telephone greeting, and pharmacy-operated internet (e.g. website, social media, mobile applications).

Statutory/Other Authority: ORS 689.305

Statutes/Other Implemented: ORS 689.305