

# ARKANSAS REGISTER

## Proposed Rule Cover Sheet



Secretary of State  
John Thurston  
500 Woodlane Street, Suite 026  
Little Rock, Arkansas 72201-1094  
(501) 682-5070  
[www.sos.arkansas.gov](http://www.sos.arkansas.gov)



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Name of Department \_\_\_\_\_

Agency or Division Name \_\_\_\_\_

Other Subdivision or Department, If Applicable \_\_\_\_\_

Previous Agency Name, If Applicable \_\_\_\_\_

Contact Person \_\_\_\_\_

Contact E-mail \_\_\_\_\_

Contact Phone \_\_\_\_\_

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Name of Rule \_\_\_\_\_

Newspaper Name \_\_\_\_\_

Date of Publishing \_\_\_\_\_

Final Date for Public Comment \_\_\_\_\_

Location and Time of Public Meeting \_\_\_\_\_



# Arkansas State Board of Pharmacy

322 South Main Street, Suite 600 Little Rock, AR 72201  
P: 501.682.0190 F: 501.682.0195  
asbp@arkansas.gov • www.pharmacyboard.arkansas.gov  
John Clay Kirtley, Pharm.D., Executive Director



May 15, 2020

Re: Arkansas State Board of Pharmacy

RULE 1—GENERAL OPERATIONS  
RULE 2 — PHARMACISTS  
RULE 3 — PHARMACY TECHNICIANS  
RULE 11 – CRIMINAL BACKGROUND CHECKS

To whom it may concern,

The above listed rules will tentatively be discussed in a public hearing on Monday, June 15, 2020, at 10:00 AM, at the Arkansas State Board of Pharmacy, 322 South Main St., Suite 600, Little Rock, AR 72201. I am including the following information for this proposed rule change:

- This Cover letter
- Summary of Changes
- Public Notice sent for publication with the Arkansas Democrat Gazette
- Mark-Up Copy of Rule

If you have any additional questions regarding this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads "John Clay Kirtley".

John Clay Kirtley, Pharm.D.  
Executive Director

## **Arkansas State Board of Pharmacy**

### Summary of Proposed Rule Changes for Public Comment and Filing

#### RULE 1—GENERAL OPERATIONS

##### Summary of Proposed Changes

Proposed changes will add new language outlining expedited licensing for qualified individuals in accordance with Act 820 of 2019.

Proposed changes to this rule are also being made to match statutory language updated by Act 990 of 2019 to remove references to the terms “good moral character and temperate habits” along with other clean up language for clarification.

#### RULE 2 — PHARMACISTS

##### Summary of Proposed Changes

Proposed changes will remove language regarding Armed Forces Certificates for Pharmacists as new language is being added to Rule 1 to cover all permit types in accordance with Act 820 of 2019.

Proposed changes will remove references to the terms “good moral character and temperate habits” in accordance with Act 990 of 2019 along with other minor clean up language.

The following Rules have proposed language updates

#### RULE 3 — PHARMACY TECHNICIANS

##### Summary of Proposed Changes

Proposed changes will remove references to the terms “good moral character and temperate habits” in accordance with Act 990 of 2019

#### RULE 11 – CRIMINAL BACKGROUND CHECKS

##### Summary of Proposed Changes

Proposed changes to this rule are being made to match statutory language updated by Act 990 of 2019 regarding eligibility for licensure or registration.

Proposed changes will also add language regarding Pre-Licensure Criminal Background Checks pursuant to Act 990 of 2019.

Proposed changes will remove outdated language regarding criminal background checks and update terms of offense rather than crime as reflected in statutes.

## PUBLIC NOTICE

On Monday, June 15, 2020 at 10:00 AM, the Arkansas State Board of Pharmacy will hold a public hearing at the Arkansas State Board of Pharmacy Offices, 322 South Main, Suite 600, Little Rock, AR 72201. The following regulation changes will be considered:

### RULE 1—GENERAL OPERATIONS

Proposed changes will add new language outlining expedited licensing for qualified individuals in accordance with Act 820 of 2019. Proposed changes to this rule are also being made to match statutory language updated by Act 990 of 2019 along with other clean up language for clarification.

### RULE 2 — PHARMACISTS

Proposed changes will remove language regarding Armed Forces Certificates for Pharmacists as new language is being added to Rule 1 to cover all permit types in accordance with Act 820 of 2019. Proposed changes to this rule are also being made to match statutory language updated by Act 990 of 2019 along with other clean up language for clarification.

### RULE 3 — PHARMACY TECHNICIANS

Proposed changes to this rule will match statutory language updated by Act 990 of 2019 along with other clean up language for clarification.

### RULE 11 – CRIMINAL BACKGROUND CHECKS

Proposed changes to this rule are being made to match statutory language updated by Act 990 of 2019 regarding eligibility for licensure or registration. Proposed changes will also add language regarding Pre-Licensure Criminal Background Checks pursuant to Act 990 of 2019 and will remove outdated language.

Public comments will be accepted until the conclusion of the public hearing. A copy of the proposed regulation changes can be obtained through our website at <https://pharmacyboard.arkansas.gov/> by calling (501) 682-0190, writing:  
Arkansas State Board of Pharmacy  
322 South Main Street, Suite 600  
Little Rock, AR 72201,  
or by emailing the Board of Pharmacy at [asbp@arkansas.gov](mailto:asbp@arkansas.gov)