



Request for Comments – COVID-19 Waivers

To address the COVID-19 pandemic, the State of Ohio Board of Pharmacy authorized operational waivers for licensees. With the removal of Ohio's emergency order in June, the Board is currently reviewing the waivers to determine when/if they should be rescinded.

To assist in this process, the Board is asking its licensees to review the list of waivers starting on page 2 of this document and determine which waivers licensees would like to maintain or even make permanent. Please be advised that some waivers were omitted from the list because: they are based on a federal action, the Board is already proceeding with a rule to make the waiver permanent (e.g., remote technician entry), or the waiver had already expired.

All comments on the waivers should be sent to RuleComments@pharmacy.ohio.gov by **COB 8/6/2021**.

The comments should include the following:

- Name of licensee;
- Identification of the waiver; and
- Rationale for extending or making it permanent (including suggestions for improvement if recommending it be made permanent).

As a reminder, to allow for licensees to adjust business operations accordingly, the State of Ohio Board of Pharmacy shall provide a minimum of 30 days' notice prior to the rescission of any resolutions or waivers issued due to the COVID-19 pandemic. The 30-day notice requirement does not apply to any resolution that is based upon authorization of a federal agency or the Governor of the State of Ohio.



COVID-19 Waivers and Resolutions for Licensees

To view each waiver, please select the hyperlink in the description column.

Waiver Issue Date	Description	Expiration of the Guidance
3/14/2020 – UPDATED 3/30/2020 & 6/11/2020	Authorized the compounding and sale of certain alcohol-based hand sanitizer products by Ohio-licensed pharmacies and outsourcing facilities. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board or the United States Food and Drug Administration.
3/16/2020 – UPDATED 6/8/2020	Authorized the extension of emergency refills. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board.
3/16/2020 – UPDATED 3/26/2020 & 6/8/2020	Authorized pharmacists, pharmacy interns, and pharmacy technicians licensed in other states to work in Ohio pharmacies under certain conditions. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board.
3/16/2020 – UPDATED 3/26/2020	Authorized expedited onboarding of pharmacy technician trainees. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board.
3/18/2020	Authorized prescribers working in an opioid treatment program licensed as a terminal distributor of dangerous drugs to temporarily delegate personally furnishing of buprenorphine products to nurses licensed under Chapter 4723. of the Revised Code. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
3/18/2020	Authorized home delivery of medications by opioid treatment programs under specific conditions. This resolution can be accessed here .	This guidance, as is authorized by the Drug Enforcement Administration, shall remain in effect until the Secretary of Health and Human Services (HHS) rescinds the declared public health emergency. NOTE: This is now allowed by federal regulations. Therefore, this resolution

		will be replaced with a rule authorizing this practice.
3/18/2020 – UPDATED 4/14/2020	Authorized prescribers to delegate personally furnishing non-controlled drugs to nurses licensed in accordance with Chapter 4723. of the Revised Code. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
3/18/2020 – UPDATED 3/20/2020, 6/8/2020 & 8/31/2020	Authorized the temporary expansion of the maximum days’ supply permitted under rules 4729-9-23 and 4729:5-5-18 of the Administrative Code from 31 days to 60 days. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board (formally August 31, 2020).
3/20/2020 – UPDATED 4/23/2020	Authorized licensees to perform sterile compounding for another licensee, referred to as central compounding. This resolution can be accessed here .	This guidance shall remain in effect until rescinded by the Board.
3/20/2020	Authorized registered pharmacy technicians to stock automated drug storage systems and send and receive copies of non-controlled prescriptions, under certain conditions. Additionally, provides clarification on the positive identification requirements for technicians transferring prescriptions. This resolution can be accessed here .	This guidance is in effect until rescinded by the Board.
3/24/2020 – UPDATED 5/6/2020 & 6/8/2020	Authorized an extension of drug distributor customer due diligence requirements pursuant to paragraph (G) of rule 4729:6-3-05 of the Administrative Code. This guidance can be accessed here .	The annual due diligence requirements are hereby extended until November 29, 2020 (formally June 29, 2020).
3/24/2020 – UPDATED 6/8/2020 & 8/31/2020	Authorized expedited licensure of drug distributors. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board (formally August 31, 2020).
3/24/2020 – UPDATED 6/8/2020 & 8/31/2020	Authorized the sale and shipment of non-reportable dangerous drugs that are in shortage by unlicensed, out-of-state facilities. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board (formally August 31, 2020).

3/31/2020 - UPDATED 4/30/2020	Authorized the use of temporary satellite locations for the storage and use of dangerous drugs during COVID-19. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
4/3/2020, 12/1/2020 - UPDATED 1/11/2020	Permits the temporary reinstatement of lapsed or expired Ohio pharmacist licenses in Ohio under certain conditions. This resolution can be accessed here .	This resolution has been replaced by a change in the Federal PREP Act. Click here for more information.
4/7/2020	Authorized nurses (LPN, RN, APRN) to stock automated drug storage systems within a terminal distributor of dangerous drugs that has an on-site pharmacy under certain conditions. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board.
4/7/2020 - UPDATED 4/29/2020 & 5/27/2020	Authorized pharmacists, pharmacy interns, and certified pharmacy technicians to conduct FDA-authorized COVID-19 testing under certain conditions. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
4/14/2020 - UPDATED 6/8/2020 & 8/31/2020	Authorized the sale and shipment of patient-specific, non-reportable dangerous drugs by non-Ohio licensed border state facilities to patients residing in the state under certain conditions. This resolution can be accessed here .	This resolution is in effect until rescinded by the Board (formally August 31, 2020).
4/14/2020	Authorized an Ohio pharmacy to request a temporary waiver to permit a pharmacist to supervise up to five pharmacy technician trainees at one time (up from the current limit of three). This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
4/17/2020	Authorized the temporary waiver of the 5 percent limit on the occasional wholesale sales of dangerous drugs by a licensed pharmacy set forth in rule 4729:5-3-09 of the Administrative Code. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.

4/17/2020	Extends recertification of primary and secondary engineering controls in accordance with guidance issued by USP. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
6/8/2020	Authorizes a licensed terminal distributor of dangerous drugs (TDDD) to mail or deliver non-controlled drugs to patients that have been personally furnished by a prescriber that is employed or contracted by the terminal distributor. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board or the Board final files corresponding rules authorizing the shipment of drugs that have been personally furnished by a prescriber.
12/14/2020	Permits registered pharmacy technicians and pharmacy technician trainees to stock automated pharmacy systems and automated drug storage systems at a location licensed as a terminal distributor of dangerous drugs, subject to certain conditions. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
12/14/2020	Authorizes the use of support personnel for packaging shipping containers and to package medications for delivery or sale. This resolution can be accessed here .	This resolution shall remain in effect until rescinded by the Board.
12/17/2020	Temporarily suspends in-person training requirements for obtaining BLS in paragraph (M) of rule 4729:1-3-02 and (A)(3) of rule 4729:2-3-03 of the Administrative Code. For more information review the following guidance documents: <ul style="list-style-type: none"> ▪ www.pharmacy.ohio.gov/CV2020 ▪ www.pharmacy.ohio.gov/COVIDvaccine 	This resolution shall remain in effect until rescinded by the Board.
2/16/2021	Temporarily expands the pharmacy intern supervision requirements in OAC 4729:2-1-01 for interns administering COVID-19 vaccine. For more information see Q17 of this guidance document: www.pharmacy.ohio.gov/COVIDvaccine	This resolution shall remain in effect until rescinded by the Board.