



Occasional Wholesale Sales by EMS Agencies in the Event of a Drug Shortage

Updated 1/12/2018

The Board of Pharmacy is aware that EMS agencies may be experiencing drug shortages of certain medications necessary to ensure proper patient care. To address this issue, the Board has adopted a new policy to permit the occasional wholesale sale of drugs that are currently in shortage between EMS agencies.

EMS agencies are now permitted to sell to each other drugs that are currently in shortage, if they comply with the following requirements:

1. The seller and purchaser are both EMS agencies licensed as terminal distributors of dangerous drugs.
2. The drugs sold must be listed on the U.S. Food and Drug Administration's (FDA) drug shortage list:
<http://www.accessdata.fda.gov/scripts/drugshortages/default.cfm>
3. EMS agencies must maintain records of any drug sale. The records must include, at a minimum, the following information: name, strength, dosage form, and quantity of the dangerous drug sold (even at no-cost), the name and address of the purchaser and the date of sale. **NOTE:** Current Board policy does not include limitations on the amount of drug that can be sold between EMS agencies.

Pursuant to section 4729.25 of the Revised Code, EMS agencies that comply with the requirements of this policy will not be subject to administrative action by the Board of Pharmacy.

Should you have any questions regarding this policy, please do not hesitate to email the Board at contact@pharmacy.ohio.gov.

