



Board of Pharmacy Response to Governor's Proclamation

On April 30, 2021, Governor Kim Reynolds issued a new [Proclamation of Disaster Emergency](#). In this Proclamation, Governor Reynolds extends the regulatory relief which applies to the practice of pharmacy. *The suspension of regulatory provisions identified in the Proclamation is effective through May 30, 2021, unless otherwise extended or terminated by Governor Reynolds. According to the Proclamation, four sections of the relief should not be expected to extend beyond May 30, and those sections are identified below.*

In Section One, Governor Reynolds continues to encourage the protection of vulnerable Iowans, including those older than 65 and those with preexisting conditions, through limiting their visits to businesses and other in-person interactions. The Board encourages pharmacies to continue implementing procedures to ensure vulnerable Iowans are protected.

In Section Sixty-Seven, Governor Reynolds extends the temporary suspension of Iowa Code § 155A.32 to allow a pharmacist to engage in therapeutic drug product substitution pursuant to Board guidance. The Board directs pharmacists to the [guidance](#) provided on April 6, 2020.

In Section Seventy-Three, Governor Reynolds extends the temporary suspension of administrative rules which prohibit the practice of a pharmacist or technician trainee after the license or registration has expired.

- Through May 30, 2021, a pharmacist whose license has been inactive or expired for no more than 5 years may continue to engage in the practice of pharmacy with the inactive or lapsed license. Be reminded that the Governor's action does not permit pharmacists whose licenses have been voluntarily surrendered or revoked to return to practice. A pharmacist returning to practice pursuant to this authorization does not need to contact the Board.
- Technician Trainees whose registration expires between March 18, 2020 and May 30, 2021, and who are unable to sit for the national technician certification exam are authorized to continue practicing as a technician trainee until such time as the trainee is able to take the national certification exam.
 - The Board has been made aware that Pearson VUE-owned testing centers have been reopened, at full or near-full capacity, and that PTCB has initiated online testing options that include a remote proctor.
 - The Board expects that technician trainees will make every effort to get scheduled for the exam at the earliest available testing site within 100 miles, including via remote proctoring. Technician trainees whose registration will expire through May 30, 2021, and who are unable to schedule an exam, including via online proctoring, must notify the Board of the barrier(s) to testing by email to dzenisa.burnic@iowa.gov.
 - As long as a technician is able to demonstrate a barrier to test, the Board will exercise enforcement discretion and allow technicians subject to the Governor's Proclamations and Board guidance to continue working as a technician.

- In the event that a technician fails a national certification exam after the technician's registration has expired, the technician will not be authorized to perform the duties of a technician until the individual successfully passes the exam and registers with the Board as a certified pharmacy technician.
- Upon the expiration or termination of this section of relief, a technician trainee will have 30 days in which to attain national technician certification and become registered with the board as a certified pharmacy technician. After 30 days, all trainee registrations which expired during the Proclamation period will be changed to "expired" status and such trainees will no longer be able to practice as a pharmacy technician.
- A technician trainee who is unable to attain national technician certification and whose registration is expired is not authorized to practice as a pharmacy technician but may register as a pharmacy support person and modify activities accordingly.

In Section Seventy-Four, Governor Reynolds extends the temporary suspension of administrative rules which require in-person continuing education as a condition of license renewal when such requirements cannot be satisfied due to the disaster emergency. Board rules do not require in-person continuing education for pharmacist license renewal. As a reminder, pharmacists who had a license expiration date of June 30, 2020, have until June 30, 2021 to complete the continuing education required for the 2020 license renewal. A pharmacist who has a license expiration date of June 30, 2021, will have 30 days after this provision expires or is terminated to renew without penalty and to complete the continuing education required for the 2021 license renewal.

In Section Seventy-Five, Governor Reynolds extends the temporary suspension of administrative rules which apply to professional license and registration renewal during the period of this disaster emergency. Individual licensees or registrants whose license or registration expires during this emergency period (March 18, 2020 through May 30, 2021) may continue to practice after the license or registration has expired if they are unable to renew the license or registration. The Board is continuing to process license and registration renewals and licensees and registrants are encouraged to utilize the Board's [online services](#) for renewal. The Board will not assess late penalty fees for licenses and registrations which expire between March 18 and May 30, 2021 if they are renewed (or a renewal application is received in the Board office) within 30 days after this provision expires or is terminated.

In Section Seventy-Six, Governor Reynolds extends the temporary suspension of administrative rules which require the completion of clinical, practical, or internship experience as a condition of obtaining pharmacist licensure. As noted in previous Board guidance in response to prior Proclamations, Iowa-registered pharmacist-interns who are unable to complete the college-based clinical program due solely to the COVID-19 pandemic will continue to be eligible for licensure, if all other licensure requirements are met. *The suspension of this administrative rule should not be expected to be extended after May 30, 2021.*

In Section Seventy-Eight, Governor Reynolds extends the temporary suspension of administrative rules which require the completion of a criminal history background check prior to licensure. *The suspension of this requirement ends on May 30, 2021, and should not be expected to be extended further.*

Applicants who are subject to a background check and have been sent a fingerprint packet subject to the Governor's emergency proclamations must return the completed packet to the board office no later than July 29, 2021.

Failure to timely return the completed fingerprint packet may result in license or registration rescission. Failure to provide truthful information relating to criminal or disciplinary action history on the license application may result in disciplinary action, including license or registration revocation.

In Section Seventy-Nine, Governor Reynolds extends the temporary suspension of administrative rules which prohibit a pharmacist who is licensed in another state from engaging in the practice of pharmacy in Iowa prior to obtaining an Iowa pharmacist license due to requirements which are not able to be satisfied due to this disaster emergency.

- *A pharmacist who is actively licensed in another state and who wishes to practice pharmacy in Iowa during this emergency period without first obtaining an Iowa pharmacist license:* shall have obtained temporary authorization through the [National Association of Boards of Pharmacy Passport Program](#). Authorization to practice pharmacy in Iowa via the NABP Passport Program is limited to the duration of the Governor's disaster emergency declaration (currently set to expire May 30, 2021).
- *A pharmacist who is seeking to obtain an Iowa pharmacist license via license transfer:* shall complete the [National Association of Boards of Pharmacy License Transfer Application](#). Upon submission of a completed application, the Board may issue a pharmacist license and will temporarily defer the criminal history background check and completion of the MPJE-Iowa edition examination until the expiration of the emergency disaster (currently set to expire May 30, 2021).
 - The Board will provide a licensee who is subject to these provisions with a fingerprint packet to complete the criminal history background check which the licensee shall return no later than July 29, 2021.
 - The licensee shall successfully complete the MPJE-Iowa edition examination no later than 120 days following the expiration of the disaster emergency. The Board will continue to monitor the availability of testing opportunities and may extend this deadline if warranted.
 - Failure of the licensee to timely submit the completed fingerprint packet or successfully complete the MPJE-Iowa edition examination within the prescribed time may result in license rescission.
 - Failure to provide truthful information relating to criminal or disciplinary action history on the license application may result in disciplinary action, including license or registration revocation.

In Section Eighty, Governor Reynolds extends the temporary suspension of administrative rules which require the completion of the required examinations prior to issuance of an emergency pharmacist license to a recently graduated pharmacist-intern. Because the *suspension of this rule should not be expected to be extended beyond May 30th*, pharmacist-interns who are graduating in May 2021 or after will be expected to meet the standard requirements for an initial license.

In Section Eighty-Seven, Governor Reynolds extends the suspension of administrative rules which require a pharmacist licensure candidate to complete all examination components within one year from the date the candidate passed the initial component. *This section expires on May 30, 2021, and should not be expected to be extended further.* Licensure candidates for whom this section applies should make

every effort to complete the second exam by May 30, 2021. If the second exam is not completed by May 30, 2021 and the first exam was completed more than one year prior, the license candidate may petition the board to waive the rule. In the absence of this Proclamation provision or a board-approved waiver, the first exam becomes ineligible for consideration towards Iowa licensure.

The Board will continue to monitor the situation as additional information is available and make necessary adjustments to provide pharmacy professionals with the guidance needed to navigate the current public health emergency.