**SUBMISSION FOR PERMANENT RULE**

1. Rule-Making Agency: North Carolina Board of Pharmacy

2. Rule citation & name (name not required for repeal): 21 NCAC 46 .1816 CENTRALIZED PHARMACY SERVICES

3. Action:
   - ☒ ADOPTION
   - ☒ AMENDMENT
   - ☐ REPEAL
   - ☐ READOPTION
   - ☐ REPEAL through READOPTION

4. Rule exempt from RRC review?
   - ☐ Yes. Cite authority:
   - ☒ No

5. Rule automatically subject to legislative review?
   - ☐ Yes. Cite authority:
   - ☒ No

6. Notice for Proposed Rule:
   - ☒ Notice Required
     
     Notice of Text published on: May 17, 2021
     
     Link to Agency notice: http://www.ncbop.org/rulemakings.htm
     
     Hearing on: July 20, 2021
     
     Adoption by Agency on: November 9, 2021
   - ☐ Notice not required under G.S.:
     
     Adoption by Agency on:

7. Rule establishes or increases a fee? (See G.S. 12-3.1)
   - ☐ Yes
     
     Agency submitted request for consultation on:
     
     Consultation not required. Cite authority:
   - ☒ No

8. Fiscal impact. Check all that apply.
   - ☐ This Rule was part of a combined analysis.
     
     State funds affected
     
     Local funds affected
     
     Substantial economic impact (> $1,000,000)
     
     Approved by OSBM
   - ☒ No fiscal note required

9. **REASON FOR ACTION**

   9A. What prompted this action? Check all that apply:
   
   - ☒ Agency
   - ☐ Court order / cite:
   - ☐ Federal statute / cite:
   - ☐ Federal regulation / cite:

   9B. Explain: See attached.

10. Rulemaking Coordinator: Clinton R. Pinyan
    
    Phone: (336) 373-8850
    
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    Additional agency contact, if any: Jay Campbell
    
    Phone: (919) 246-1050
    
    E-Mail: jcampbell@ncbop.org

11. Signature of Agency Head* or Rule-making Coordinator:

    *If this function has been delegated (reassigned) pursuant to
    G.S. 143B-10(a), submit a copy of the delegation with this form.

    Typed Name: Clinton R. Pinyan
    
    Title: General Counsel and Rulemaking Coordinator

**RRC AND OAH USE ONLY**

Action taken:

- ☐ RRC extended period of review:
- ☐ RRC determined substantial changes:
- ☐ Withdrawn by agency
- ☐ Subject to Legislative Review
- ☐ Other:

Permanent Rule 0400 – 03/2019

NOVEMBER 10, 2021
9.B. Explanation:

The rule changes consolidated two existing rules (21 NCAC 46 .1417 and 21 NCAC .1816) into one rule that governs situations where two pharmacies provide services with respect to a prescription. The principal substantive changes are: (1) to expand remote medication order processing services from their existing use with health care facility pharmacies so that remote medication order processing services can be used by any pharmacy permitted by the state; (2) to expand the pharmacy personnel who may provide remote medication order processing services so that they may be provided by registered technicians in addition to licensed pharmacists; (3) to provide that pharmacies involved in remote medication order processing services may decide which of those pharmacies provide the required patient counseling for mail-order or other delivered prescriptions; and (4) to allow prescriptions being filled through centralized prescription filling services to be delivered by either pharmacy, upon direction of the patient.

Following notice and comment, the Board made a number of technical corrections to 21 NCAC .1816 in order to respond to burdens and concerns raised by the regulated persons. Those corrections either reduced burdens on those persons or allowed them additional methods of complying with their obligations.