



Rules of
Department of Economic
Development
Division 220—State Board of Pharmacy
Chapter 1—Organization and Description of Board

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**Title 4—DEPARTMENT OF
ECONOMIC DEVELOPMENT
Division 220—State Board of Pharmacy
Chapter 1—Organization and
Description of Board**

4 CSR 220-1.010 General Organization

PURPOSE: The purpose of this regulation is to comply with section 536.023(3), RSMo (1986) which requires each agency to adopt as a regulation, a description of its operation and the methods and procedures where the public may obtain information or make submissions or requests.

(1) The State Board of Pharmacy is a unit of the Division of Professional Registration of the Department of Economic Development.

(2) The board was created by House Bill No. 87 of the General Assembly of 1909.

(3) The State Board of Pharmacy shall consist of seven (7) persons not connected with any school of pharmacy. Annually the board shall organize by the election of a president and vice president each of whom serves for one (1) year. Six (6) members shall be licensed as pharmacists and actively engaged in the practice of pharmacy within this state and at least one (1) of these shall be a person who provides, on a full-time basis, pharmaceutical services to a hospital, skilled nursing facility or an intermediate care facility. The other member shall be a voting public member. All members shall be appointed by the governor, with the approval of the senate and shall hold their offices for five (5) years from the date of their appointments and until their successors shall have been appointed and qualified.

(4) The board is directed by sections 338.140, 338.280 and 338.350, RSMo to adopt rules for the application and enforcement of Chapter 338, RSMo which also requires compliance of Chapter 195, RSMo.

(5) The board has superintending control over the practice of pharmacy and drug distributors and its primary duties consist of—

- (A) Examining and licensing of applicants;
- (B) Assisting in the accrediting of pharmacy colleges and approval of their programs;
- (C) Renewing annually the license of qualified pharmacists, pharmacies, intern pharmacists and drug distributors;

(D) Suspending, revoking, placing on probation or censure of licenses of any pharmacist, pharmacy, intern pharmacist or drug distributors found guilty of violating the provisions set forth in Chapter 338, RSMo;

(E) Inspecting pharmacies and drug distributors;

(F) Inspecting and certification of pharmacies as intern-training pharmacies;

(G) Interacting and participating with various state and national organizations in order to facilitate the exchange of information, policies and procedures and techniques that can assist the board in fulfilling its mission; and

(H) Interacting with other state and federal agencies as concerns the enforcement of state and federal drug laws.

(6) “Open premises” as used in Chapter 338, RSMo means all premises accessible to employees in the regular course of any business which engages in practices regulated by this chapter, including, but not limited to, locked or otherwise secured storage areas that are used for the purpose of storing drugs, poisons, chemicals, or equipment used in any practice regulated by this chapter, and/or storage areas that are used for the purpose of storing records related to any practice regulated by this chapter.

(7) The public may obtain information from the board, or make submissions or requests to the board, by writing the executive director of the board. The information request shall be reviewed for appropriate action.

AUTHORITY: section 338.110, 338.140 and 338.280, RSMo 2000. Original rule filed Dec. 31, 1975, effective Jan. 10, 1976. Amended: Filed April 14, 1982, effective July 11, 1982. Amended: Filed Jan. 3, 1990, effective May 11, 1990. Amended: Filed Aug. 25, 1996, effective April 30, 1996. Amended: Filed May 13, 2005, effective Oct. 30, 2005.*

**Original authority 338.110, RSMo 1939, amended 1949, 1981, 1999; 338.140, RSMo 1939, amended 1981, 1989, 1997; 338.280, RSMo 1951, amended 1971, 1981.*

4 CSR 220-1.020 Board Compensation

PURPOSE: This rule fixes the compensation for the members of the State Board of Pharmacy in compliance with the mandates of section 338.130, RSMo (1986).

(1) Each member of the State Board of Pharmacy shall receive as compensation the sum of fifty dollars (\$50) for each day that member devotes to the affairs of the board.

(2) In addition to the compensation fixed in this rule, each member is entitled to reimbursement of his/her expenses necessarily incurred in the discharge of his/her official duties.

(3) No request for the compensation provided in this rule shall be processed for payment unless sufficient funds are available for that purpose within the appropriation for this board.

AUTHORITY: sections 338.130 and 338.140, RSMo 1986. Emergency rule filed Sept. 11, 1981, effective Sept. 28, 1981, expired Jan. 13, 1982. Original rule filed Sept. 11, 1981, effective Jan. 14, 1982.