

DEPARTMENT OF REGULATORY AGENCIES

State Board of Pharmacy

3 CCR 719-1

STATE BOARD OF PHARMACY RULES

[Editor's Notes follow the text of the rules at the end of this CCR Document.]

1.00.24 ~~_____~~ Except as provided in sections 25.5-2.5-201 through 25.5-2.5-206, C.R.S., aA prescription ~~_____~~ drug outlet shall ensure that all prescription drugs and controlled substances are ~~_____~~ procured from another entity or person registered by the Board. Any drug designated as ~~_____~~ an Investigational New Drug from the Federal Food and Drug Administration is exempt ~~_____~~ from this requirement provided the research requirements for the receipt of the product ~~_____~~ are followed and it meets the requirements of ~~section~~CRS 12-28042.5-13128(2), C.R.S.

2.01.50 ~~_____~~ Transfer of Prescription Orders Between Prescription Drug Outlets.

- a. A prescription label or a written copy of a prescription order from another pharmacy may be used for informational purposes only and shall not be considered to be a valid prescription order. A pharmacist, pharmacy intern, or pharmacy technician who receives such a label or prescription order copy shall either contact the prescribing practitioner for authorization to dispense the prescription, or, alternatively, shall comply with 2.01.52 through 2.01.59.
- b. A pharmacist, pharmacy intern, or pharmacy technician may orally transfer prescription order information for non-controlled substances for the purpose of dispensing a prescription ~~if the information is communicated by one pharmacist to another pharmacist or an intern, or by an intern under the direct supervision of a pharmacist to another pharmacist.~~
- c. A prescription drug outlet may transfer a prescription order electronically to another prescription drug outlet for the purpose of dispensing a prescription order.
 - (1) If the prescription order information is transmitted by facsimile, the transferring pharmacist, pharmacy intern, or pharmacy technician shall comply with rule 2.01.52.
 - (2) Prescription order information may be transmitted electronically between two compatible computer systems that are capable of complying with the requirements of rules 2.01.52 and 2.01.53 (1)-(10). In the case of electronic transfers, the transferring and receiving pharmacist, pharmacy intern, or pharmacy technician may be the same person.
 - (3) In the case of prescription drug outlets that access and share the same data storage device and that can electronically retrieve all necessary information, if the original prescription order information is not invalidated, each dispensing prescription drug outlet shall be capable of accessing a transaction record that indicates the following information: (a) date, (b) time, and (c) location from which the prescription was dispensed. If the prescription order is assigned a new prescription number at the receiving pharmacy, the prescription information at the originating pharmacy shall be invalidated.

- d. The one-time transfer of original prescription information for a controlled substance listed in schedules III, IV, or V for the purpose of dispensing is permissible between pharmacies. However, pharmacies electronically sharing a real-time, on-line database may transfer up to the maximum refills permitted by law and the prescriber's authorization. If the prescription order is assigned a new prescription number at the receiving pharmacy, the prescription may be transferred on a one-time basis only.
- e. A pharmacist may authorize pharmacy technician or pharmacy intern to electronically transfer an order, for the purpose of redispensing said order, provided that the electronic transfer is between two compatible computer systems and no changes are made. The pharmacist shall be identified on the transfer record as required by 2.01.52 and 2.01.53.

2.01.52 _____ The transferring pharmacist, pharmacy intern, or pharmacy technician shall:

- a. Write the word "void" across the face of the original prescription order to make the order invalid;
- b. Record on the reverse side of the invalidated prescription order:
 - (1) His/her name, license or certification number, initials, or secure electronic identifier;
 - (2) The name, license number, initials, or secure electronic identifier of the receiving pharmacist or pharmacy intern or pharmacy technician~~intern~~;
 - (3) The name of the receiving prescription drug outlet;
 - (4) The address and telephone number of the receiving prescription drug outlet; and
 - (5) The date of the transfer.
 - (6) In the case of a controlled substance in schedule III through V, the Drug Enforcement Administration registration number of the receiving prescription drug outlet.
- c. A pharmacy utilizing a computer for storage and retrieval of information regarding prescription transactions shall be exempt from the requirements of paragraphs (a) and (b) of this rule if the computer is capable of invalidating the prescription order and retaining as part of the permanent record the information specified in paragraph (b) of this rule.

2.01.53 _____ The pharmacist, pharmacy intern, or pharmacy technician receiving the transferred _____ prescription order information shall:

Reduce the transferred information to writing or print; write or print the word "transfer" on the face of the transferred prescription order; and provide all information required by law or rule to be on the prescription order, including:

- (1) The date of issue of the original prescription order;
- (2) The date of initial compounding and dispensing of the original prescription order;
- (3) The number of refills authorized and the original quantity prescribed or any limitations placed on the prescription;
- (4) The number of valid refills remaining;

- (5) The date of the last refill of the original prescription order;
- (6) The prescription order number from which the prescription order information was transferred;
- (7) The name, license or certification number, initials, or secure electronic identifier of the transferring pharmacist, pharmacy intern, or pharmacy technician~~or intern~~;
- (8) The name of the transferring prescription drug outlet;
- (9) The address and telephone number of the transferring prescription drug outlet;
- (10) In the case of a controlled substance in schedules III through V, the Drug Enforcement Administration number of the transferring prescription drug outlet, and the practitioner's Drug Enforcement Administration number.

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2.01.56 _____ The pharmacist, pharmacy intern, or pharmacy technician at the receiving prescription drug outlet at the time of the dispensing of the transferred prescription, shall inform the _____ patient that the prescription order is now invalid at the prescription drug outlet from which _____ it was transferred.

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2.01.80 _____ When a prescription drug outlet discontinues business and the prescription order files are _____ moved to another prescription drug outlet, those orders shall be considered void and _____ shall not be refilled. However, if the receiving pharmacist, pharmacy intern, or pharmacy technician can establish that an authorized refill or authorized refills remain on any such _____ order, such authorization may, at the sole discretion of the pharmacist, be used to _____ establish a new order.

- a. If the record which reflects the authorized refill or refills is the original prescription order, the serial number of the original prescription order shall be recorded on the new order, and the serial number of the new prescription order shall be recorded on the original order.
- b. If the record which reflects the authorized refill or refills is electronic, the pharmacist, pharmacy intern, or pharmacy technician shall maintain in written or printed form a record which indicates both the serial number of the original prescription order and the serial number of the new prescription order. This record may be made part of the daily printout required by Rule 11.04.20 if it is routinely recorded in such printout. The refill authorization(s) contained in the original electronic record must be invalidated to prevent further refilling.
- c. The files from the prescription drug outlet that has discontinued business may be transferred to another prescription drug outlet under the following conditions:
 - (1) The computer or electronic database from the prescription drug outlet that discontinued business is located and will remain at the pharmacy to which it is transferred for at least two years.
 - (2) The computer or electronic database must be capable of complying with Rule 2.01.52(c).

3.00.00 DISPENSING.

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3.00.23 Dispensing without an order.

- a. A pharmacist may dispense an emergency supply of a chronic maintenance drug, as defined in section 12-280-103(9.5)(a) and (b), C.R.S., to a patient without a current, valid order under the conditions set forth in section 12-280-125.5, C.R.S. When an emergency dispensing occurs, the dispensing pharmacist, or his or her designee, shall immediately notify the practitioner of record related to the emergency dispensing, in writing, detailing the:
- (1) Name, address, and telephone number of dispensing pharmacy;
 - (2) Name, strength, dosage form, directions, and quantity of drug dispensed;
 - (3) Name of patient and corresponding patient's date of birth; and
 - (4) Date of emergency dispensing.
- b. Records related to the dispensing of an emergency supply of a chronic maintenance drug shall be detailed and maintained in the same manner as all other dispensing transactions in compliance with all applicable provisions of Board Rules 2.00.00, 3.00.00, 11.00.00, 21.00.00, and 26.00.00.

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3.00.30 Labeling.

- a. When a prescription drug is dispensed pursuant to an order, the name of the drug that appears on the container label shall correspond with the identity of the drug contained therein unless otherwise requested by the practitioner.
- b. When a prescription drug is dispensed to a patient for outpatient use and contains an opioid that is not prescribed for the treatment of a substance use disorder or is a partial opioid antagonist, the label or container shall bear a notification that states or is substantially equivalent to: "Caution: Opioids carry a risk of overdose and addiction."

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3.05.00 Pharmacist Prescribing and Dispensing Over-the-Counter Medications

3.05.10 Pharmacists, pursuant to 12-~~28042.5-1032~~(3427), C.R.S., may prescribe and dispense certain over-the-counter medications ("OTC Medications") to recipients under the Colorado Medical Assistance Act.

3.05.20 The formulary of the eligible OTC medications is determined by the Colorado Department of Health Care Policy and Financing or its successor agency. Pharmacists may only prescribe and dispense these eligible medications pursuant to the policies established by the Colorado Department of Health Care Policy and Financing or its successor agency.

- 3.05.30 When prescribing such OTC medications, the pharmacist shall issue a prescription order as defined in 12-~~28042-5-1032~~(3124)(a), C.R.S. The prescribing pharmacist's name shall be used on the prescription order as the name of the practitioner.
- 3.05.40 When issuing the prescription order, the pharmacist shall consult with the recipient to determine necessity and suitability of the medication for the recipient. Written documentation of the necessity and suitability of the medication shall be maintained with the prescription order.
- 3.05.50 Pharmacist prescribed OTC prescriptions shall require a written prescription order.
- 3.05.60 Written prescription orders are not eligible for prescription transfer and cannot be refilled.
- 3.05.70 The pharmacist shall review the recipient's drug therapy history for potential drug interactions.
- 3.05.80 When dispensing the medication, the pharmacist shall label the product with all labeling requirements of 12-~~28042-5-1244~~, C.R.S. The prescribing pharmacist's name shall be used on the label as the name of the practitioner.
- 3.05.90 Upon delivery of the medication to the recipient, the pharmacist shall provide consultation with the recipient or his or her caregiver as required by the Colorado Department of Health Care Policy and Financing. The Colorado Department of Health Care Policy and Financing sets forth the requirements in 10 CCR 2505-10, 8.800 of June 30, 2018. This incorporation does not include later revisions of the rule. Copies of the rule are available for public inspection during regular business hours at 1570 Grant Street, Denver, Colorado, 80203. The rules are readily available in written or electronic form at <http://www.sos.state.co.us/CCR/GenerateRulePdf.do?ruleVersionId=7643&fileName=10%20CCR%202505-10%208.800>. The rules are available for a reasonable fee from the Department of Regulatory Agencies, Division of Professions and Occupations.
- 3.05.95 The prescription order issued, documentation of medication necessity and suitability, and records of dispensing shall be maintained at the prescription drug outlet as required by Rule 11.00.00.

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7.00.00 PHARMACIST MANAGER RESPONSIBILITIES.

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7.00.30 Compliance of Outlet:

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- c. Except as provided in sections 25.5-2.5-201 through 25.5-2.5-206, C.R.S., the pharmacist manager is responsible for ensuring that all prescription drugs and controlled substances are procured by the outlet from an entity or person registered by the Board. Any drug designated as an Investigational New Drug from the Federal Food and Drug Administration is exempt from this requirement provided the research requirements for the receipt of the product are followed and it meets the requirements of sectionCRS 12-~~28042-5-13128~~(2), C.R.S.

11.00.00 RECORDS AND RECORDKEEPING.

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11.03.00 Inventories of Controlled Substances. Any inventory of controlled substances shall
_____ comply with the following:

- a. If the outlet is registered with the Drug Enforcement Administration as a "hospital/clinic", or is owned and operated by a health maintenance organization (as defined in sSection 10-16-102, C.R.S.), or the veterinary hospital owned and operated by Colorado State University or its successor organization. the inventory shall include all drugs located throughout the facility, excluding any drug which has been dispensed pursuant to a lawful chart order but which has not yet been administered to the patient.

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11.07.10 Records of distribution of controlled substances and prescription drugs within hospitals
_____ and facilities owned and operated by a health maintenance organization (as defined in
_____ sSection 10-16-102, C.R.S.). Records of distribution of controlled substances and
_____ prescription drugs shall comply with the following:

- a. In a hospital or a facility owned and operated by health maintenance organization or the veterinary hospital owned and operated by Colorado State University or its successor organization which operates a registered prescription drug outlet, a controlled substance or prescription drug may be distributed for floor stock to appropriate areas within the hospital or facility. A record of any such distribution shall be made and retained by the prescription drug outlet for a period of time not less than two years and shall include the following information:

14.00.00 OTHER OUTLETS.

14.00.05 Eligibility for registration. The following facilities may register as other outlets provided all
_____ requirements are met:

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- m. Convalescent centers registered, certified, or licensed as such by the Colorado Department of Public Health and Environment.

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14.00.40 Application Procedure.

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- f. Change of Registration.
 - (1) Any other outlet located in a community health clinic, rural health clinic, college, or university which dispenses more than 25,000 dispensing units in a calendar year shall register with the Board as a prescription drug outlet. Any telepharmacy that dispenses more than 50,000 units in a calendar year shall register with the Board as a prescription drug outlet.
 - (2) Any other outlet located in a hospital which has greater than 25 beds as stated on its license with the Colorado Department of Public Health and Environment shall register as a prescription drug outlet.

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14.00.80 Consultant pharmacist.

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e. The consultant pharmacist shall inspect and document the inspection in writing as detailed in 14.00.80(d) the following other outlets at the following frequencies:

(1) Quarterly inspections and visits shall be conducted for the following:

- (a) Jails;
- (b) County health departments;
- (c) Schools, grade kindergarten through twelve;
- (d) Hospitals;
- (e) Family planning clinics;
- (f) Hospices;
- (g) Medical clinics operated by hospitals; ~~and~~
- (h) Ambulatory Surgical Centers; ~~and~~
- (i) Convalescent centers.

(2) Community clinics, federally qualified health centers, rural health clinics, colleges, acute treatment units, ~~telepharmacies~~, and universities shall be inspected and visited as follows:

- (a) Monthly if 2,500 or less dispensing units are dispensed in a calendar year. A calendar year is ~~considered to run~~ from January 1 through December 31.
- (b) Every other week if ~~more than~~ 2,500 ~~or more~~ but less than 7,501 dispensing units are dispensed in a calendar year. A calendar year is ~~considered to run~~ from January 1 through December 31.
- (c) Each week if ~~7,501 or more~~ ~~1 dispensing units~~ but less than 12,501 dispensing units are dispensed in a calendar year. A calendar year is ~~considered to run~~ from January 1 through December 31.
- (d) Twice each week if ~~12,501 or more~~ ~~1 dispensing units~~ but less than 25,001 dispensing units are dispensed in a calendar year. A calendar year is ~~considered to run~~ from January 1 through December 31.

~~(3) Telepharmacies shall be inspected and visited at least once per month. s follows:~~

- ~~(a) Once every three months if 2,500 or more but less than 12,501 dispensing units are dispensed in a calendar year. A calendar year is from January 1 through December 31.~~

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~~(b) — Once per month if 12,501 or more but less than 25,001 dispensing units are dispensed in a calendar year. A calendar year is from January 1 through December 31.~~

~~(c) — Twice per month if 25,001 or more dispensing units but less than 50,000 dispensing units are dispensed in a calendar year. A calendar year is from January 1 through December 31.~~

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15.00.00 WHOLESALEERS.

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15.01.11 Minimum required information for registration.

- a. The following minimum information shall be required from each wholesaler as part of the registration:
- (1) The name, full business address, and telephone number of the applicant;
 - (2) All trade or business names used by the applicant;
 - (3) Addresses, telephone numbers, and the names of contact persons for all facilities used by the applicant for the storage, handling and distribution or prescription drugs;
 - (4) The type of ownership or operation (i.e., partnership, corporation, sole proprietorship, limited liability company, or government entity); and
 - (5) The name(s) of the owner and operator of the applicant including:
 - (a) If a person, the name of the person;
 - (b) If a partnership, the name of each partner, the name of the partnership, and the federal employer identification number (FEIN);
 - (c) If a corporation, the name and title of each corporate officer and director, the name of the parent company, the corporate names, the federal employer identification number of the business, and the name of the state of incorporation; and
 - (d) Name of the business entity. If a sole proprietorship, the full name of the sole proprietor, and the name and federal employer identification number of the business entity.
 - (e) If a government entity, identify the name of director and the name of the governmental agency he/she represents.
 - (6) If a limited liability company, the name and title of each member, federal employer identification number (FEIN) of the business, and name of parent company, if any.
 - (7) A list of the licenses and permits issued to the applicant by any other state that authorizes the applicant to purchase or possess prescription drugs.

- (8) The name of the applicant's designated representative, who must meet the following requirements:
- (a) Be at least twenty-one years of age;
 - (b) Have at least three years of full-time employment history with a pharmacy or a wholesaler in a capacity related to the dispensing and distribution of and the recordkeeping related to prescription drugs;
 - (c) Be employed by the applicant in a full-time managerial position;
 - (d) Be actively involved in and aware of the actual daily operation of the wholesaler;
 - (e) Be physically present at the facility of the applicant during regular business hours, except when the absence of the designated representative is authorized, including, but not limited to, sick leave and vacation leave;
 - (f) Serve in the capacity of a designated representative for only one applicant or wholesaler at a time, except where more than one licensed wholesaler is co-located in the same facility and the wholesalers are members of an affiliated group as defined by section 1504 of the federal "Internal Revenue code of 1986."
 - (g) Not have any convictions under federal, state, or local law relating to wholesale or retail prescription drug distribution or controlled substances;
 - (h) Not have any felony convictions pursuant to federal, state, or local law; and
 - (i) Undergo a background check as required by [section CRS 12-28042-5-304, C.R.S.](#)
- (9) Wholesalers that distribute animal ~~health medicines drugs~~ exclusively must have a designated representative. However, the requirements of 15.01.11a(8) ~~is(g) through (i) are~~ not required. For the purpose of this Rule 15.00.00, an "animal health medicine" means a prescription drug, regardless of whether the drug is originally intended for humans or animals, that will be distributed by a wholesaler only to an animal pursuant to an order issued by a veterinarian or directly to a veterinarian authorized by law to prescribe the drug.

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15.09.14 Receipts.

- a. Except as provided in sections 25.5-2.5-201 through 25.5-2.5-206, C.R.S., in-state prescription drug wholesalers shall only receive prescription drugs and controlled substances from an entity that is registered by the Board. This section shall not apply to intracompany or reverse distribution transactions.

19.00.00 ADMINISTRATION.

19.01.00 Vaccines and Immunizations.

19.01.10 Qualifications.

- a. A pharmacist certified in immunization, or pharmacy intern under the supervision of a pharmacist certified in immunization, may administer vaccines and immunizations per authorization of a physician. A copy of the authorization shall be maintained at the prescription drug outlet. Routine childhood immunizations, as defined by the Colorado State Board of Health, shall comply with CDC guidelines.
- b. Pharmacy interns, as directly part of their normal schedule or college of pharmacy curriculum, who are trained to administer vaccines and immunizations under this Board Rule 19.01.10(c) may administer vaccines and immunizations under the direct supervision of another regulated individual as defined by Board Rule 4.00.10(l) authorized by law to administer vaccines and immunizations as part of their scope of practice.
- cb. Licensees shall be considered "trained" to administer vaccines and immunizations to a person only if:

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23.00.10 Definitions:

- a. "Bona fide investigation," for purposes of an investigation of an individual prescriber under investigation by a state regulatory board, means:
 - 1. Any investigation conducted by any state regulatory board within the Colorado Division of Professions and Occupations, or the Director of the Colorado Division of Professions and Occupations and
 - 2. Investigations pertaining to matters which are the subject of a complaint or notice of charges pending in the Office of Administrative Courts so long as the information obtained from the PDMP is made available by the state regulatory board to the respondent in the pending case.
- b. "Bona fide research or education" means research conducted by qualified entities whose recognized primary purpose is scientific inquiry; the results of which would likely contribute to the basic knowledge of prescribing practitioners, dispensing pharmacists, or entities for the purpose of curtailing substance abuse of consumers. The Board shall determine in its discretion on a case-by-case basis whether an individual or entity seeking access to the PDMP pursuant to section CRS 12-28042-5-404(65), C.R.S., constitutes "bona fide research or education" conducted by qualified personnel for purposes of satisfying the statutory limitations therein.
- c. "Client", as it pertains to a licensed veterinarian's use of the PDMP, means the patient's owner, the owner's agent, or a person responsible for the patient.
- d. "Clinical patient care services" means pharmaceutical care provided in a clinical setting. The pharmacist providing clinical patient care services must be working closely with the physician/prescriber responsible for the patient's care. "Clinical patient care services" do

not include monitoring previously dispensed prescriptions for any purpose in the absence of a current assessment of a patient whether in a clinical setting or not.

e. "Law Enforcement Official" means any of the following:

1. Sheriff;

2. Undersheriff;

3. Certified deputy sheriff;

4. Police Officer;

5. Southern Ute Police Officer;

6. Ute Mountain Ute police officer;

7. Town Marshal;

8. CBI director and agents;

9. Colorado state patrol officer;

10. Colorado attorney general and any entity designated as "peace officers" by the Attorney General or acting on behalf of a state agency;

11. Attorney general criminal investigator;

12. District attorney and all assistants, deputies, etc. statutorily defined as "peace officers;"

13. District Attorney Chief investigator and investigators;

14. Police administrator and police officers employed by the Colorado State Hospital in Pueblo; and

15. Federal special agents.

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23.00.70 PDMP Access Release of PDMP Information

The PDMP shall be available for query only to the following persons or groups of persons:

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a. Board staff responsible for administering the PDMP;

b. Any licensed practitioner, or up to three (3) trained individuals designated by the practitioner by way of registered PDMP sub-accounts of the prescriber to act on the prescriber's behalf in accordance with 12-42.5-403(1.5)(b), (c) and (d), C.R.S., with the statutory authority to prescribe controlled substances to the extent the query relates to a current patient of the practitioner;

c. Any licensed veterinarian with statutory authority to prescribe controlled substances, to the extent the query relates to a current patient or to a client and if the veterinarian, in the exercise of professional judgment, has a reasonable basis to suspect the client has committed drug abuse or has mistreated an animal.

- d. ~~Licensed pharmacists, or up to three (3) trained individuals designated by the pharmacist by way of registered PDMP sub-accounts of the pharmacist to act on the pharmacist's behalf in accordance with 12-42.5-403(1.5)(b), (c) and (d), C.R.S., or a pharmacist licensed in another state, with statutory authority to dispense controlled substances to the extent the information requested relates specifically to a current patient to whom the pharmacist is dispensing or considering dispensing a controlled substance or prescription drug or a patient to whom the pharmacist is currently providing clinical patient care services;~~
- e. ~~Practitioners engaged in a legitimate program to monitor a patient's controlled substance abuse;~~
- f. ~~Medical examiners who are physicians licensed pursuant to Article 240 of Title 12, whose license is in good standing, and who is located and employed in the State of Colorado, or a coroner elected pursuant to section 30-10-601, C.R.S.;~~
- g. ~~Law enforcement officials so long as the information released is specific to an individual patient, prescriber, or prescription drug outlet and part of a bona fide investigation and the request for information is accompanied by an official court order or subpoena. Such official court orders or subpoenas shall be submitted with the Board provided form;~~
- a.h.g. The individual who is the recipient of a controlled substance prescription so long as the information released is specific to such individual. The procedure for individuals to obtain such information is as follows:
1. The individual shall submit a written, signed request to the Board on the Board-provided form;
 2. The individual shall provide valid photographic identification prior to obtaining the PDMP information;
 3. An individual submitting a request on behalf of another individual who is the recipient of a controlled substance prescription may only obtain PDMP information if the following documents are provided:
 - (A) The original document establishing medical durable power of attorney of the individual submitting the request as power of attorney for the individual who is the recipient of the controlled substance prescription, and
 - (B) Valid photographic identification of the individual submitting the request.~~j.h. State regulatory boards within the Colorado Division of Professions and Occupations and the Director of the Colorado Division of Professions and Occupations so long as the information released is specific to an individual prescriber and is part of a bona fide investigation and the request for information is accompanied by an official court order or subpoena. Such official court orders or subpoenas shall be submitted with the Board provided form j.i. A resident physician with an active physician training license issued by the Colorado medical board pursuant to section 12-36-122 and under the supervision of a licensed physician to the extent the query relates to a current patient of the resident physician to whom the resident physician is prescribing or considering prescribing a controlled substance.~~

~~kj.~~ The Department of Public Health and Environment for purposes of population-level analysis, but any use of the program data by the department is subject to the federal "Health Insurance Portability and Accountability Act of 1996 (HIPAA) and any rules promulgated pursuant to HIPAA, including the requirement to remove any identifying data unless exempted from the requirement.

~~b.k.~~ A person authorized to access the PDMP may knowingly release PDMP information specific to an individual or to the individual's treating providers in accordance with HIPAA, Pub.L. 104-191, as amended, and any rules promulgated pursuant to HIPAA without violating Part 4 of Title 12, Article ~~28042-5~~.

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29.00.00 PHARMACY TECHNICIANS

Rule 29.00.30 Certification requirements.

~~a.~~ An applicant for a provisional or non-provisional certification shall submit an application as provided by the Board and the prescribed fee.

~~b.~~ An applicant for a non-provisional certification shall submit proof that the applicant is certified by a nationally recognized certification board or body. For the purpose of obtaining a Board-issued non-provisional certification to practice as a pharmacy technician, the Board defines a "nationally recognized certification board or body" for pharmacy technicians as those boards or bodies approved by the National Association of Boards of Pharmacy (NABP) or the National Commission of Certifying Agencies (NCCA).

~~c.~~ ~~e.~~ Each applicant for a provisional or non-provisional certification shall :

~~(1)~~ Provide proof satisfactory to the Board that the applicant submitted to a criminal history check as a condition of employment at a pharmacy or other outlet, as required by the applicant's current employer, as a condition of participating in a course of study for or with a certifying board or body, or in connection with obtaining certification from a certifying board or body;~~or~~

~~(2)~~ Have his or her fingerprints taken by a local law enforcement agency or any third party approved by the Colorado bureau of investigation for the purpose of obtaining a fingerprint-based criminal history record check. If an approved third party takes the person's fingerprints, the fingerprints may be electronically captured using Colorado bureau of investigation-approved livescan equipment. Third-party vendors shall not keep the applicant information for more than thirty days unless requested to do so by the applicant. The applicant shall submit payment by certified check or money order for the fingerprints and for the actual costs of the record check at the time the fingerprints are submitted to the Colorado bureau of investigation. Upon receipt of fingerprints and receipt of the payment for costs, the Colorado bureau of investigation shall conduct a state and national fingerprint-based criminal history record check utilizing records of the Colorado bureau of investigation and the federal bureau of investigation and shall forward the results of the criminal history record check to the Board.

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