

INDIANA BOARD OF PHARMACY
Board Meeting
August 11, 2025

Art. 1 Overhaul - 856 IAC Rules 5-27

- I. 856 IAC Art. 1 Rules 1-4
 - Approved by the Pharmacy Subcommittee on 7/11/25
 - Preliminarily approved by the Board on 7/14/25 (no vote)
- II. 856 IAC Art. 1 Rules 5-27
 - Approved by the Pharmacy Subcommittee on 8/1/25
 - Now presented to the Board for preliminary approval on 8/11/25

Rule 5. Recognition of Accredited Schools

856 IAC 1-5-1 Recognition of accredited schools or colleges (*Repealed*)

856 IAC 1-5-1 Recognition of accredited schools or colleges (*Repealed*)

Sec. 1. (*Repealed by Indiana Board of Pharmacy; filed Dec 2, 2001, 12:35 p.m.: 25 IR 1340*)

Rule 6. Drugstores, Pharmacies, Apothecary Shops (*Repealed*)

(*Repealed by Indiana Board of Pharmacy; filed Jun 20, 2001, 3:59 p.m.: 24 IR 3651*)

Rule 6.1. Drugstores, Pharmacies, Apothecary Shops

856 IAC 1-6.1-1 Pharmacy equipment; lack of access between adjacent pharmacies

856 IAC 1-6.1-1 Pharmacy equipment; lack of access between adjacent pharmacies

Authority: IC 25-6-13-4

Affected: IC 25-26-13-18

Sec. 1. (a) In addition to the requirements of IC 25-26-13-18, the ~~qualifying pharmacist permit holder or designee~~ for each pharmacy issued a permit by the board shall be responsible for all decisions concerning the additional fixtures, facilities, and equipment needed by the pharmacy to operate properly in compliance with the law regulating pharmacies. In making those decisions, the ~~qualifying pharmacist permit holder or designee~~ shall consider minimum health, safety, and security measures as well as the type and scope of practice, the patient's needs, and the laws and rules that apply.

b. If requested by a representative of the Indiana board of pharmacy (board), the ~~qualifying pharmacist permit holder or designee~~ shall justify, in writing, all decisions made under this rule.

c. The board shall determine whether minimum health, safety, and security measures have been satisfactorily met by an applicant for a pharmacy permit before the permit is issued or at any time the permit is in effect.

d. If the board determines that a pharmacy does not meet the requirements of IC 25-26-13-18 and this rule, it will identify and notify the ~~qualifying pharmacist permit holder or designee~~ of the deficiencies. The ~~qualifying pharmacist permit holder or designee~~ shall correct or cause to be corrected the deficiencies identified within thirty (30) days of notification by the board of the noncompliance.

e. Failure to timely correct the deficiencies identified is grounds for denial or revocation of a permit.

To assure that no pharmacy is left unattended by a pharmacist while that pharmacy is in operation, no means of access may be constructed or maintained between adjacent pharmacies.

(Indiana Board of Pharmacy; 856 IAC 1-6.1-1; filed Jun 20, 2001, 3:59 p.m.: 24 IR 3651; readopted filed Oct 4, 2007, 3:33 p.m.: [20071031-IR-856070060RFA](#); readopted filed Nov 25, 2013, 9:24 a.m.: [20131225-IR-856130308RFA](#); readopted filed Nov 18, 2019, 11:41 a.m.: [20191218-IR-856190076RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313-IR-856230795RFA](#))

Rule 7. Pharmacy Permits *(Expired)*

856 IAC 1-7-1	Change of pharmacy ownership (Expired)
856 IAC 1-7-2	Application for permit to conduct pharmacy (Expired)
856 IAC 1-7-3	Relocation of pharmacy (Expired)
856 IAC 1-7-4	Licensed pharmacist required for each pharmacy (Expired)
856 IAC 1-7-5	Pharmaceutical consultation service for extended care facilities; notice to board (Expired)
856 IAC 1-7-6	Consulting pharmacist and dispensing pharmacist; definitions (Expired)
856 IAC 1-7-7	Duties of consulting pharmacist (Expired)

856 IAC 1-7-1 Change of pharmacy ownership *(Expired)*

Sec. 1. *(Expired under [IC 4-22-2.5](#), effective January 1, 2020.)*

856 IAC 1-7-2 Application for permit to conduct pharmacy *(Expired)*

Sec. 2. *(Expired under [IC 4-22-2.5](#), effective January 1, 2020.)*

856 IAC 1-7-3 Relocation of pharmacy *(Expired)*

Sec. 3. *(Expired under [IC 4-22-2.5](#), effective January 1, 2020.)*

856 IAC 1-7-4 Licensed pharmacist required for each pharmacy *(Expired)*

Sec. 4. *(Expired under [IC 4-22-2.5](#), effective January 1, 2020.)*

856 IAC 1-7-5 Pharmaceutical consultation service for extended care facilities; notice to board *(Expired)*

Sec. 5. *(Expired under [IC 4-22-2.5](#), effective January 1, 2003.)*

856 IAC 1-7-6 Consulting pharmacist and dispensing pharmacist; definitions *(Expired)*

Sec. 6. *(Expired under [IC 4-22-2.5](#), effective January 1, 2003.)*

856 IAC 1-7-7 Duties of consulting pharmacist *(Expired)*

Sec. 7. *(Expired under [IC 4-22-2.5](#), effective January 1, 2003.)*

Rule 8. Known Pharmaceutical Manufacturer and Manufacturer–Definition

856 IAC 1-8-1	Known pharmaceutical manufacturer; definition (Repealed)
856 IAC 1-8-2	"Manufacturer" defined (Repealed)

856 IAC 1-8-1 Known pharmaceutical manufacturer; definition *(Repealed)*

Sec. 1. *(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)*

856 IAC 1-8-2 "Manufacturer" defined (Repealed)

Sec. 2. (Repealed by Indiana Board of Pharmacy; filed Feb 11, 1981, 9:05 am: 4 IR 379)

Rule 9. Application for Prohibited Drugs (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Feb 11, 1981, 9:05 am: 4 IR 379)

Rule 10. Non-Drug Products (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 11. Toxic Preparations (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 12. Poisons (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 2, 2001, 12:35 p.m.: 25 IR 1340)

Rule 13. General Definitions

- [856 IAC 1-13-1](#) Calendar week (Repealed)
- [856 IAC 1-13-2](#) "Be in personal attendance" defined (Repealed)
- [856 IAC 1-13-3](#) "Prescription department closed" closing hours; electronic monitoring; applicability
- [856 IAC 1-13-4](#) Record of hours open without a pharmacist on duty
- [856 IAC 1-13-5](#) Legend drugs (Repealed)

856 IAC 1-13-1 Calendar week (Repealed)

Sec. 1. (Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

856 IAC 1-13-2 "Be in personal attendance" defined (Repealed)

Sec. 2. (Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

856 IAC 1-13-3 "Prescription department closed" closing hours; electronic monitoring; applicability

Authority: [IC 25-26-13-4](#)

Affected: [IC 25-26-13-10](#); [IC 25-26-13-19](#)

Sec. 3. (a) This section and section 4 of this rule implement [IC 25-26-13-19](#) concerning board approval for ~~Category I Type I and Type VI~~ pharmacies to be opened to the general public without a pharmacist on duty. This section and section 4 of this rule apply only in situations where the entire area of the business is licensed as a pharmacy. This section, section 4 of this rule, and [IC 25-26-13-19](#) do not apply where the only area of a business licensed as a pharmacy is the prescription department.

b. The following definitions apply throughout this section:

1. "Absence of pharmacist" means those periods when the prescription department is closed and secured and the pharmacist is not present in the pharmacy.
2. "Electronic monitoring system" means a system having the ability by light beam, heat, motion, or other electronically activated method to detect the presence of unauthorized persons or instrumentalities in a given area, and relay or report that detection as described in this section.

3. "Prescription department" means that area of the pharmacy where the legend drugs, devices, and other merchandise or items which can only be dispensed or delivered by a pharmacist are located and which must be secured in the absence of the pharmacist.

4. "Reasonable barrier" means an obstruction or barricade that blocks or impedes the entry into the area by an ordinary person, and includes, but is not limited to, a latched or locked gate of sufficient height and construction that an ordinary person cannot breach the barrier and/or violate the space being monitored without detection.

5. "Secured" means either of the following:

A. An area is completely enclosed as to its perimeter, from floor to ceiling, and locked.

B. Through installation of reasonable barriers, an area not readily accessible which is monitored by a board approved electronic monitoring system covering all portions of the secured areas.

c. Before a pharmacy may be open to the general public without a pharmacist on duty, the pharmacy must file an application with the board and have it approved by the board under [IC 25-26-13-19](#). The pharmacy must abide by the closing hours designated in the application. Any change from the hours as stated in the application must be submitted in writing to the board.

d. Under [IC 25-26-13-19](#), a prescription department may be locked or secured while the remainder of the pharmacy remains open to the public if the following criteria are met:

1. The prescription department is constructed in such a manner or located in such an area that reasonable barriers are in place which prevent the easy and/or quick access to legend drugs and other articles which are in the prescription department. These barriers may be doors or other obstacles as the occasion requires.

2. The prescription department, if not secured and locked as described in subsection (b)(5)(A), must be secured and monitored by a board approved electronic monitoring device that provides the following:

A. On-site audible alarm that is clearly and continuously audible at all points within the pharmacy.

B. Off-site audible or visual alarm that is continuously monitored at all times that the pharmacy remains open while the prescription department is closed and secured.

3. Any violation or breach of the secured area shall be duly recorded by the ~~qualifying pharmacist-permit holder or designee~~ of the pharmacy and by the off-site security monitoring agency and reported to the board within seventy-two (72) hours of the violation or breach. This report shall include the nature of the violation or breach.

4. Facilities monitored electronically must provide for backup power for the eventuality that there is an electronic power failure for any reason. Such backup power shall be capable of continuing the monitoring for a period of no less than thirty- six (36) hours.

5. The electronic monitoring system shall be activated and inactivated only by key or combination. Alarms which have been triggered shall only be reset and/or reactivated by a pharmacist. The key or combination shall only be in the possession or knowledge of a pharmacist. Reasonable exceptions shall be made to this for security system operators. However, in no case shall a security system operator have access to the secured area without the presence of a pharmacist. Such exceptions shall be listed in the application under this section and shall be subject to approval by the board.

e. Under [IC 25-26-13-10\(b\)](#), the board may revoke or limit the privilege to be open to the general public without a pharmacist on duty if the pharmacy violates this section or section 4 of this rule.

(Indiana Board of Pharmacy; Reg 13, Sec 3; filed Jun 18, 1962, 10:00 a.m.: Rules and Regs. 1963, p. 124; filed May 15, 1992, 5:00 p.m.: 15 IR 2246; readopted filed Nov 13, 2001, 3:55 p.m.: 25 IR 1330; readopted filed Oct 4, 2007, 3:33 p.m.: [20071031-IR-856070060RFA](#); readopted filed Nov 25, 2013, 9:24 a.m.: [20131225-IR-856130308RFA](#); readopted filed Nov 18, 2019, 11:41 a.m.: [20191218-IR-856190076RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313-IR-856230795RFA](#))

856 IAC 1-13-4 Record of hours open without a pharmacist on duty

Authority: [IC 25-26-13-4](#); [IC 25-26-13-19](#)

Affected: [IC 25-26-13-4](#); [IC 25-26-13-19](#)

Sec. 4. The pharmacy shall maintain a record of dates and times that the prescription department is closed in a manner contrary to its regular posted hours. ~~pharmacist shall maintain a record stating any hours that~~

~~the pharmacy has been open for business without having a pharmacist on duty if those hours vary from the hours listed in the application under section 3(e) of this rule. Entries in this written record shall be made in ink of the time the pharmacist is absent.~~ The written record shall be maintained in the pharmacy and shall be available for examination by members of the board or their inspectors for a period of not less than two (2) years from the date of the last entry in the record.

(Indiana Board of Pharmacy; Reg 13, Sec 4; filed Jun 18, 1962, 10:00 a.m.: Rules and Regs. 1963, p. 125; filed May 15, 1992, 5:00 p.m.: 15 IR 2247; readopted filed Nov 13, 2001, 3:55 p.m.: 25 IR 1330; readopted filed Oct 4, 2007, 3:33 p.m.: [20071031-IR-856070060RFA](#); readopted filed Nov 25, 2013, 9:24 a.m.: [20131225-IR-856130308RFA](#); readopted filed Nov 18, 2019, 11:41 a.m.: [20191218-IR-856190076RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313-IR-856230795RFA](#))

856 IAC 1-13-5 Legend drugs (Repealed)

Sec. 5. (Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 14. Physical Inventory of Merchandise (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

~~Rule 15. Pharmacists' Notification of Termination~~

~~[856 IAC 1-15-1](#) Pharmacist leaving employ of pharmacy; notice to board; application to qualify permit~~

~~**856 IAC 1-15-1 Pharmacist leaving employ of pharmacy; notice to board; application to qualify permit**~~

~~Authority: [IC 25-26-13-4](#)~~

~~Affected: [IC 25-26-13-4](#); [IC 25-26-13-18](#)~~

~~Sec. 1. If a qualified pharmacist, who, having upon the basis of his or her qualifications caused a pharmacy permit to be granted to any person, firm, corporation or copartnership desiring to operate, maintain, open or establish a pharmacy should leave the employ of such pharmacy, he or she shall immediately notify the Indiana board of pharmacy (board) and the owner shall file an application with the board to qualify the permit with another pharmacist. *(Indiana Board of Pharmacy; Reg 15, Sec 1; filed Jun 18, 1962, 10:00 a.m.: Rules and Regs. 1963, p. 125; filed Dec 3, 1985, 3:02 p.m.: 9 IR 771; readopted filed Dec 2, 2001, 12:35 p.m.: 25 IR 1333; readopted filed Sep 26, 2008, 10:55 a.m.: [20081015 IR 856080346RFA](#); readopted filed Dec 1, 2014, 8:33 a.m.: [20141231 IR 856140392RFA](#); readopted filed Oct 6, 2020, 12:03 p.m.: [20201104 IR 856200443RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313 IR 856230795RFA](#))*~~

Rule 16. New Pharmacist (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 17. Practice of Pharmacy (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 18. Narcotic License (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Feb 11, 1981, 9:05 am: 4 IR 379)

Rule 19. Adoption by Reference of U.S. Federal Rules Pertaining to Narcotics (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Feb 11, 1981, 9:05 am: 4 IR 379)

Rule 20. Violations and Penalties

856 IAC 1-20-1 Prohibitions

856 IAC 1-20-2 Fines and penalties

856 IAC 1-20-1 Prohibitions

Authority: [IC 25-26-13-4](#)

Affected: [IC 25-26](#); [IC 35-48](#)

Sec. 1. A pharmacist licensed to practice pharmacy under [IC 25-26-13-1](#) through 25-26-13-29, ~~or a pharmacist extern~~ or a pharmacist intern licensed under [IC 25-26-13-10](#), as a part of the responsibility, to not knowingly violate the Indiana board of pharmacy's (board's) standards for the competent practice of pharmacy shall not do the following:

1. Violate the Uniform Indiana Controlled Substances Act found at [IC 35-48-1.1-1](#) through [IC 35-48-4-14](#), ~~as amended up to and including January 1, 1983~~, or any of the rules promulgated by the board under the authority of the Uniform Indiana Controlled Substances Act, which were effective by January 1, 1983, insofar as such violation would pertain to the sale of drugs and devices in Indiana as defined by [IC 25-26-13-2](#).

2. Violate the Indiana Legend Drug Act found at ~~IC 16-6-8-1 IC 16-42-19 through 16-6-8-9 IC 16-6 was repealed by P.L.2 1993, SECTION 209, effective July 1, 1993.~~ ~~as amended up to and including January 1, 1983~~, insofar as such violation would pertain to the sale of drugs and devices in Indiana as defined by [IC 25-26-13-2](#).

3. Violate ~~the Uniform Food, Drug, and Cosmetic Act: Adulteration and Misbranding of Drugs or Devices found at IC 16-1-30-1 IC 16-42-3 through IC 16-1-30-19 IC 16-1 was repealed by P.L.2 1993, SECTION 209, effective July 1, 1993.~~ ~~as amended to and including January 1, 1983~~, which deals with adulterated and misbranded drugs or devices, or any rules promulgated by the board under the authority of ~~IC 16-19-3 IC 16-1-30-1 through IC 16-1-30-19 IC 16-1 was repealed by P.L.2 1993, SECTION 209, effective July 1, 1993.~~ ~~which were effective as of January 1, 1983~~, insofar as such violation would pertain to the sale of drugs and devices in Indiana as defined by [IC 25-26-13-2](#).

4. Violate 21 U.S.C. 801 through 21 U.S.C. 1191, as amended, up to January 1, 1983, which deal with drug abuse and any of the rules and regulations promulgated under the authority of said Title and Sections as of January 1, 1983, insofar as such violations would pertain to the sale of drugs and devices in Indiana as defined by [IC 25-26-13-2](#).

5. Violate the Federal Food, Drug, and Cosmetic Act, which is found at 21 U.S.C. 301 through 21 U.S.C. 392, as amended, up to January 1, 1983, or any rules or regulations promulgated under the authority of ~~the~~ said act as of January 1, 1983, insofar as such violation would pertain to the sale of drugs or devices in Indiana as defined by [IC 25-26-13-2](#).

~~Violate Executive Proclamations of the President of the United States, which were effective by January 1, 1983, which pertain to the sale of drugs or devices in Indiana as defined by IC 25-26-13-2.~~

6. Sell, as defined in [IC 25-26-13-2](#), controlled substances or legend drugs with or without prescription, where such sale or distribution is not in good faith and enables the person to whom the sale is made to supply or divert the controlled substances or legend drugs in an unlawful manner. The sale or distribution of controlled substances or legend drugs in unusually large amounts and within an unusually short period of time to the same individual is considered to be against the public welfare, health and safety and may be determined to be a sale or distribution not in good faith.

7. Sell, as defined in [IC 25-26-13-2](#), to the public any drugs, biologicals, medicinal substances, or devices when such pharmacist knows such drugs, biologicals, medicinal substances, or devices to be forgeries or a counterfeit product or beyond the manufacturer's expiration date.

8. Aid or abet in the practice of a pharmacy a person not having a license to practice as a pharmacist in Indiana.

9. Practice pharmacy in such a manner as to amount to incompetency or negligence in the sale or dispensation of legend drugs as defined in the Indiana Legend Drug Act under ~~IC 16-42-19 IC 16-6-8-2 IC 16-6 was repealed by P.L.2 1993, SECTION 209, effective July 1, 1993.~~ or controlled substance as defined in the Uniform Controlled Substances Act of 1973, under [IC 35-48-1.1-7+](#).

10. Violate the act regulating the practice of pharmacy in Indiana, which is codified at [IC 25-26-13-1](#) through [IC 25-26-13-33](#) ~~29 as amended up to and including January 1, 1983,~~ or any of the rules promulgated by the board, ~~under the authority of the said act, which were effective by January 1, 1983.~~

11. Practice pharmacy in compliance with the [\[insert version # or date\]](#) version of Sections 795, 797, 800, and 825 of the US Pharmacopeia.

(Indiana Board of Pharmacy; Reg 20; filed Nov 17, 1978, 2:06 p.m.: 2 IR 63; filed Jul 28, 1983, 9:01 a.m.: 6 IR 1745; readopted filed Dec 2, 2001, 12:35 p.m.: 25 IR 1333; readopted filed Sep 26, 2008, 10:55 a.m.: [20081015-IR-856080346RFA](#); readopted filed Dec 1, 2014, 8:33 a.m.: [20141231-IR-856140392RFA](#); readopted filed Oct 6, 2020, 12:03 p.m.: [20201104-IR-856200443RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313-IR-856230795RFA](#))

856 IAC 1-20-2 Fines and penalties

Authority: IC 25-1-9-9; IC 25-26-13-4

Affected: IC 25-26

Sec. 2. (a) All fines and civil penalties levied by the board shall be set at fifty percent (50%) of the statutory maximum. If no statutory maximum is set, the fine or civil penalty shall be set at one thousand dollars (\$1,000) per violation.

(b) A fine or civil penalty levied under subsection (a) may be reduced or increased after consideration of the mitigating factors identified in subsection (c) and aggravating factors identified in subsection (d). No fine or civil penalty shall be set below one hundred dollars (\$100).

(c) Mitigating factors include:

- (1) inability to pay;
- (2) acknowledging responsibility for underlying conduct;
- (3) acts prior to the underlying conduct to prevent or reduce damage to the public;
- (4) likelihood that underlying conduct will not recur;
- (5) the underlying conduct resulted from provocation, stress, emotional problems, or other circumstances that might offer an explanation;
- (6) timely and voluntary disclosure of the conduct underlying the fine or penalty; and
- (7) subsequent remedial acts deemed appropriate by the board.

(d) Aggravating factors include:

- (1) the underlying conduct resulted in moderate damage to the public;
- (2) the underlying conduct resulted in severe damage to the public;
- (3) the underlying conduct involved dishonesty or deception;
- (4) the underlying conduct occurred as part of an overall pattern of improper conduct;
- (5) the underlying conduct was motivated by bias against a protected class;
- (6) previous board discipline;
- (7) the underlying conduct involved a vulnerable member of the public, including:
 - (A) an individual under the age of 12;
 - (B) an individual over the age of 65;
 - (C) an individual with a disability; or
 - (D) an individual under the licensee's care, custody, or control;
- (8) failure to cooperate in a consumer complaint investigation or board proceeding; and
- (9) dishonesty during board proceedings.

(Indiana Board of Pharmacy; [856 IAC 1-20-2](#); filed May 19, 2025, 9:58 a.m.: [20250618-IR-856240585FRA](#))

Rule 21. Resale of Returned Substances

[856 IAC 1-21-1](#) Resale of returned substances

856 IAC 1-21-1 Resale of returned substances

Authority: [IC 25-26-13-4](#)

Affected: [IC 25-26-13-25](#)

Sec. 1. (a) This section implements and interprets [IC 25-26-13-25\(k\)\(h\)](#) concerning the resale or redistribution of medications.

(b) For a medication to have been properly stored and securely maintained according to sound pharmacy practices, the storage ~~and administration~~ of medications in the institutional facility, hospice program, county jail, or department of correction facility must be under the immediate control of licensed nursing personnel.

(c) If the medication was originally packaged by the dispensing pharmacy, it cannot be resold or redistributed unless (1) the medication was packaged in:

(1) the original, sealed, and tamper-evident bulk, unit of use, or unit dose packaging; or

(2) the dispensing pharmacy's original packaging that maintains the product quality. ~~has been repackaged into unit dose packaging using packaging materials that meets Class A or Class B standards, found in the United States Pharmacopeia (U.S.P.), page 1574, published by the United States Pharmacopeia, 22nd Revision, January 1, 1990, United States Pharmacopeia Convention, Inc., 12601 Twinbrook Parkway, Rockville, Maryland 20852, which standards are incorporated herein by reference; and~~

(3) All returned packaging indicates that the medication's integrity and stability have been maintained. ~~and the repackaging process complies with the standards as found in the "Proper Treatment of Products Subjected to Additional Manipulations, Section 1191" of the United States Pharmacopeia, page 1705, 22nd Revision, 1990, which section is incorporated herein by reference.~~

(4e) All returned medications have been evaluated by appropriate licensed pharmacy staff to ensure that such medications are not adulterated or misbranded.

(5) Unit-of-use is not intended to include co-mingled, multi-drug unit-of-use packages, also known as compliance packs.

(d) A medication repackaged under the provisions of subsection (c) shall be labeled with an expiration date of not greater than one (1) year until the manufacturer's expiration date, whichever is earlier.

(Indiana Board of Pharmacy; Reg 21, Sec 1; filed Jun 18, 1962, 10:00 a.m.: Rules and Regs. 1963, p. 128; filed Mar 31, 1992, 5:00 p.m.: 15 IR 1391; readopted filed Dec 2, 2001, 12:35 p.m.: 25 IR 1334; readopted filed Sep 26, 2008, 10:55 a.m.: [20081015-IR-856080346RFA](#); readopted filed Dec 1, 2014, 8:33 a.m.: [20141231-IR-856140392RFA](#); readopted filed Oct 6, 2020, 12:03 p.m.: [20201104-IR-856200443RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313-IR-856230795RFA](#))

Rule 22. Narcotics—Defined (*Repealed*)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 23. Dispensing of Dangerous Drugs Labeling Prescription Drugs

[856 IAC 1-23-1](#) ~~Dispensing of dangerous drugs~~ Labeling prescription drugs

856 IAC 1-23-1 ~~Dispensing of dangerous drugs~~ Labeling prescription drugs

Authority: [IC 25-26-13-4](#)

Affected: [IC 16-42-22](#); [IC 25-26-13-4](#); [IC 25-26-13-11](#)

Sec. 1. In the sale or dispensing of any prescription drug ~~or narcotic~~, the pharmacist shall be required to affix to the immediate container in which such prescription drug ~~or narcotic~~ is delivered a label bearing the following information:

1. The name, address, and telephone number of the establishment from which such drug was sold.
2. The date on which the prescription for such drug was filled.
3. The ~~identifier number~~ of such prescription as filed in the prescription files of the pharmacy where the prescription was filled.
4. The name of the practitioner who prescribed such drug.

5. The name of the patient, and if such drug was prescribed for an animal, a statement of the species of the animal and the owner's name.
6. The directions for use of the drug as contained in the prescription.
7. The name of the drug (trade or generic, or both) in compliance with the Generic Drug Law found in [IC 16-42-22](#).

(Indiana Board of Pharmacy; Reg 23, Sec 1; filed Jun 18, 1962, 10:00 a.m.: Rules and Regs. 1963, p. 129; readopted filed Dec 2, 2001, 12:35 p.m.: 25 IR 1335; readopted filed Sep 26, 2008, 10:55 a.m.: [20081015-IR-856080346RFA](#); readopted filed Dec 1, 2014, 8:33 a.m.: [20141231-IR-856140392RFA](#); readopted filed Oct 6, 2020, 12:03 p.m.: [20201104-IR-856200443RFA](#); readopted filed Feb 15, 2024, 1:16 p.m.: [20240313-IR-856230795RFA](#))

Rule 24. Hospital Pharmacies (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Jun 8, 1982, 10:04 am: 5 IR 1420)

Rule 25. Internship for Apprentice Pharmacists (Repealed)

(Repealed by Indiana Board of Pharmacy; filed Dec 3, 1985, 3:02 pm: 9 IR 771)

Rule 26. Continuing Professional Education

[856 IAC 1-26-1](#) Continuing professional education; general requirements; definitions

856 IAC 1-26-1 Continuing professional education; general requirements; definitions

Authority: [IC 25-26-13-4](#)

Affected: [IC 25-1-9-3](#); [IC 25-26-13-14](#)

Sec. 1. (a) ~~The following definitions apply throughout this rule:~~ "Continuing professional education" or "continuing education (**"CE"**)" means ~~ACPE accredited~~ post-licensure professional educational experience derived from participation in ~~in-person, remote, live, or pre-recorded educational sessions~~ **postgraduate studies, institutes, seminars, lectures, conferences, workshops, and such other forms of educational experiences** so as to maintain the professional competency of the practice of pharmacy, ~~improve pharmacy professional skills, and preserve pharmaceutical standards for the purpose of the protection of the health and welfare of the citizens of Indiana.~~

~~"Hours" means measurement of value applied to a particular accredited continuing pharmacy educational activity as assigned by the Indiana board of pharmacy (board) relative to maintaining the competency of a pharmacist.~~

~~"Contact hour" means not less than fifty (50) nor more than sixty (60) minutes of clock time participating in a continuing education program.~~

~~"Continuing education unit" or "CEU" means ten (10) contact hours of continuing education credit.~~

~~1. "Approved by ACPE" means pharmacy continuing education providers that meet the requirements of "The ACPE Continuing Education Provider Approval Program Criteria for Quality and Interpretive Guidelines" as published by the American Council on Pharmaceutical Education, Inc., Chicago, Illinois on July 1991.~~

(b) In order to qualify for licensure renewal, a pharmacist must meet the continuing professional education requirements as follows:

(1) Thirty (30) hours ~~(three (3) CEUs)~~ of continuing education ~~as required by this rule~~ shall be required each biennium.

(2) **Newly licensed pharmacists are exempt from the CE requirement for the first biennium in which they are licensed.**

(3) **Continuing education biennium shall be the same as the licensing biennium.**

(4) No hours may be carried forward from one (1) biennium to another. However, if a pharmacist fails to meet the requirements of this rule during the biennial period, the pharmacist may earn and report sufficient hours during a succeeding biennium and apply the continuing education hours

retroactively to the previous biennium as if they had been earned in that previous biennium in order to qualify for renewal of the pharmacist's license. In the event a pharmacist applies credits to a previous biennium for the reasons stated in this section, those credits may not be used for any other biennium.

(5) In addition to programs from sponsors accredited by the Accreditation Council for Pharmacy Education, the following activities may also count as CE:

(a) A maximum of 3 hours of continuing medical education may count towards the CE requirement each biennium.

(b) A maximum of 3 hours of CE may be provided for attending a board meeting in person.

(c) A maximum of 4 hours of CE may be earned by precepting pharmacy interns from an accredited school or college of pharmacy each biennium. One hour of CE is equivalent to 40 hours of precepting.

(d) Any other activities as defined by the board upon request.

~~All continuing education program hours from sponsors not approved ~~accredited~~ by ACPE must be evaluated and accepted by the board.~~

(6) Continuing education hours may be transferred from another state to Indiana if the transfer state recognizes Indiana continuing education hours. biennium shall be that time period consisting of January 1 of all even numbered years through December 31 of the following odd numbered year.

~~Accredited continuing education hours may be compiled in the following ways if the sponsor grants the participant a certificate of completion:~~

~~Cassette and audio visual presentation.~~

~~In company professional seminars.~~

~~Accredited school of pharmacy continuing education programs.~~

~~Postgraduate courses in pharmaceutical sciences.~~

~~Correspondence courses.~~

~~Programs granted continuing education credit by other states.~~

~~Continuing education television series.~~

~~Programs sponsored by professional groups in public health provider services.~~

~~Professional society and association sponsored program.~~

~~Approved business, management, and computer courses.~~

~~Programs of sponsors approved by ACPE.~~

~~Accredited continuing education hours may be compiled from other programs and experiences if they are evaluated and accepted by the board as meeting the definition of continuing professional education as found in subsection (a)(1).~~

~~As provided in subsection (b)(3), continuing education sponsors (hereinafter referred to as sponsors) are responsible for submitting continuing education programs to the board for approval in addition to the following:~~

~~A sponsor shall be any person, school, association, or corporation who develops a continuing education program.~~

~~The continuing education program must receive approval of the board for final acceptance.~~

~~If a sponsor wishes to notify prospective participants in advance of the value (in hours or in CEUs) of a program, the~~

~~content of the program shall be submitted to the board for evaluation. If the sponsor does not submit the content for evaluation, the sponsor shall note in all material relevant to the program that it has not been evaluated and the hours of credit listed are subject to review by the board.~~

~~Sponsors shall receive written notice from the board for approval or disapproval from the board. Approved programs shall be given an identification number stating the year and hourly value.~~

~~Program changes must be made to and accepted by the board or the evaluation and acceptance of the program becomes null and void.~~

~~Continuing education credit may be granted only once for each program to any individual participant.~~

~~Any member of the board shall have the right to attend and participate in any continuing education program.~~

~~Programs may be evaluated after presentation or participation if a written request is made to the board within ninety (90) days of the date of presentation.~~

~~Sponsors shall retain a file of participants' program completion for four (4) years.~~

~~When applying to the board for credit, sponsors shall supply the following information on the application for continuing education course approval, supplied by the board:~~

~~Name and address of applicant.~~

~~Program title.~~

~~Location, date, and time of program.~~

~~Sponsoring organization.~~

~~Type of program.~~

~~Name and qualification of each speaker.~~

~~Three (3) learning objectives for the program.~~

~~Contact hours of the course.~~

~~Method for evaluating the program.~~

~~Pharmacists licensed with the board (hereinafter called participants) have the following responsibilities:~~

~~Obtain a minimum of thirty (30) hours of continuing education per biennium unless first licensed during the biennium which would make those newly licensed individuals subject to subdivision (5):~~

~~a maximum of one fifth ($\frac{1}{5}$) of the total hours may be business, management, or computer courses;~~

~~at least four fifths ($\frac{4}{5}$) of the total hours must be pharmacy practice related; and~~

~~at least one-half ($\frac{1}{2}$) of the total hours must be provided by sponsors approved by ACPE.~~

~~Report program name, identification number, and approved hours of continuing education to the board at the time of license renewal.~~

~~Retain a file of certificates of completion for four (4) years from the end of the biennium for which the continuing education applied in order to provide copies of certificates upon request for the board's periodic audit of continuing education compliance.~~

~~Earn one and one-fourth (1.25) hours of continuing education credit for each month or part of a month from date of licensure until the end of the biennium in which licensure originates if the pharmacist becomes licensed during the biennium. However, a pharmacist who becomes newly licensed for the first time in any state in the last six (6) months of the biennium shall not be required to complete any continuing education for the biennium.~~

~~Continuing education hours may be transferred from another state to Indiana if the transfer state recognizes Indiana continuing education hours.~~

~~Failure to comply with any one (1) or all of the provisions of this rule while continuing to hold a license as a pharmacist in Indiana shall constitute professional incompetence by failing to keep abreast of current professional theory or practice under IC 25-1-9-3(a)(4)(B) and the pharmacist is subject to discipline under IC 25-1-9.~~

(Indiana Board of Pharmacy; Reg 29; filed Mar 1, 1974, 3:05 p.m.: Rules and Regs. 1975, p. 516; filed Oct 26, 1984, 3:26 p.m.: 8 IR 212; filed Jan 21, 1994, 3:00 p.m.: 17 IR 1096, eff Jan 1, 1994 [IC 4-22-2-36 suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #93-152 was filed Jan 21, 1994.]; readopted filed Dec 2, 2001, 12:35 p.m.: 25 IR 1335; readopted filed Sep 26, 2008, 10:55 a.m.: 20081015-IR-856080346RFA; readopted filed Dec 1, 2014, 8:33 a.m.: 20141231-IR-856140392RFA; readopted filed Oct 6, 2020, 12:03 p.m.: 20201104-IR-856200443RFA; readopted filed Feb 15, 2024, 1:16 p.m.: 20240313-IR-856230795RFA)

Rule 27. Fee Structure

856 IAC 1-27-1 Fees

856 IAC 1-27-1 Fees

Authority: IC 25-1-8-2; IC 25-26-13-4; IC 25-26-19

Affected: IC 25-26-13; IC 25-26-19

Sec. 1. (a) The following fees apply to an applicant for licensure to practice as a pharmacist:

<u>(1) Application for examination for a pharmacist's license</u>	<u>\$100</u>
<u>(2) Reexamination of the jurisprudence examination</u>	<u>\$25</u>
<u>(3) Reexamination of the practical examination</u>	<u>\$25</u>
<u>(4) Licensure by reciprocity (license transfer)</u>	<u>\$100</u>
<u>(5) Application for the renewal of a biennial license</u>	<u>\$160</u>

<u>(6) Certification of qualifications, grades, or registration to another state</u>	<u>\$10</u>
<u>(7) Wall certificate</u>	<u>\$10</u>
<u>(8) Duplicate pharmacist pocket license</u>	<u>No fee</u>
<u>(9) Compilation of pharmacy laws</u>	<u>\$10</u>

(b) The following fees apply to an applicant for permission to operate, maintain, open, or establish a pharmacy:

<u>(1) Initial application</u>	<u>\$100</u>
<u>(2) Application for renewal of biennial license</u>	<u>\$200</u>
<u>(3) Application for change of ownership</u>	<u>\$50</u>
<u>(4) Application for change of location</u>	<u>\$50</u>
<u>(5) Application for remodel</u>	<u>\$50</u>
<u>(6) Duplicate pharmacy permit</u>	<u>No fee</u>
<u>(7) Nonresident pharmacy initial application</u>	<u>\$100</u>
<u>(8) Application for renewal of nonresident pharmacy biennial license</u>	<u>\$200</u>
<u>(9) Initial or renewal application of a remote dispensing facility</u>	<u>\$50</u>

(c) The following fees apply to applicants for permits or certifications authorized by the board:

<u>(1) Intern/extern initial application</u>	<u>\$10</u>
<u>(2) Intern/extern annual renewal</u>	<u>\$10</u>
<u>(3) Pharmacy technician initial application</u>	<u>\$25</u>
<u>(4) Pharmacy technician biennial renewal</u>	<u>\$25</u>
<u>(5) Pharmacy technician in training</u>	<u>\$25</u>

(Indiana Board of Pharmacy; Reg 29; filed Aug 30, 1977, 8:25 a.m.: Rules and Regs. 1978, p. 660; filed Mar 5, 1985, 2:42 p.m.: 8 IR 802; filed Nov 13, 1985, 3:08 p.m.: 9 IR 772; filed Apr 30, 1986, 9:43 a.m.: 9 IR 2204; filed Sep 8, 1987, 2:30 p.m.: 11 IR 95; filed Jul 24, 1991, 2:45 p.m.: 14 IR 2238; filed Jun 6, 1996, 9:00 a.m.: 19 IR 3106; filed May 29, 1998, 11:56 a.m.: 21 IR 3931; filed Aug 5, 1998, 3:48 p.m.: 21 IR 4535; filed Apr 16, 2002, 9:03 a.m.: 25 IR 2739; filed Dec 12, 2003, 10:45 a.m.: 27 IR 1574; readopted filed Nov 17, 2010, 9:52 a.m.: 20101215-IR-856100407RFA; readopted filed Nov 22, 2016, 12:27 p.m.: 20161221-IR-856160320RFA; readopted filed Nov 22, 2022, 12:28 p.m.: 20221221-IR-856220258RFA; readopted filed Feb 15, 2024, 1:16 p.m.: 20240313-IR-856230795RFA; filed May 19, 2025, 9:58 a.m.: 20250618-IR-856240585FRA) NOTE: Renumbered Reg 30 by 1978 Amendment.

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