Chapter Phar 6

PHARMACY LICENSES AND EQUIPMENT

Phar 6.01 Licenses; application. Requirements and procedures for applying for a pharmacy license are specified in s. 450.06, Stats. Approved application forms are available from the board. Applications for the required pharmacy inspection may be made by contacting the board office. A license application and fee shall be on file with the board at least 30 days prior to the granting of the pharmacy license. A pharmacy may not operate unless a pharmacy license has been granted. Board action shall be taken within 60 business days of receipt of a completed pharmacy application, as provided in s. SPS 4.03.

History: Cr. Register, January, 1983, No. 325, eff. 2−1−83; correction made under s. 13.93 (2m) (b) 7., Stats., Register, January, 1989, No. 397; am. Register, August, 1991, No. 428, eff. 9−1−91; am. Register, December, 1998, No. 516, eff. 1−1−99; correction made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

Phar 6.02 Licenses; change of location or ownership. (1) A pharmacy license authorizes a pharmacy to operate only at the location designated on the license. Licenses may not be transferred to another location.

(1m) A hospital which has a pharmacy area providing outpatient pharmacy services which is physically separate from, and not contiguous to the area from which inpatient pharmacy services are provided, shall have a pharmacy license for the outpatient pharmacy in addition to a license for the inpatient pharmacy.

(2) Any change in pharmacy ownership shall be reported to the board office located at 1400 East Washington Avenue, P.O. Box 8935, Madison, Wisconsin 53708.

History: Cr. Register, January, 1983, No. 325, eff. 2−1−83; correction made under s. 13.93 (2m) (b) 7., Stats., Register, January, 1989, No. 397; am. Register, August, 1991, No. 428, eff. 9−1−91; am. Register, December, 1998, No. 516, eff. 1−1−99; correction made under s. 13.92 (4) (b) 7., Stats., Register November 2011 No. 671.

Phar 6.03 Changes in managing pharmacist. The pharmacy owner shall report to the board any change of managing pharmacist within 5 days following the change.

History: Cr. Register, January, 1983, No. 325, eff. 2−1−83.

Phar 6.04 Floor design. (1) PROFESSIONAL SERVICE AREA. The professional service area of a pharmacy shall not be less than 250 sq. ft. No more than 20% of the space may be used for storage of bulk pharmaceuticals. If the pharmacy is open at any time solely as a non−prescription or sundry outlet, without a pharmacist present, the professional service area shall be secured as specified in sub. (3). A variance to the 250 sq. ft. professional service area requirement may be authorized by the board upon submission of a specific plan describing the manner in which the proposed professional service area plan varies from the requirement.

(2) PRESCRIPTION COUNTER SPACE. A pharmacy shall have a prescription counter with a free working surface of 18 or more inches in width and at least 12 square feet in area. This free−working surface must be used only for the compounding and dispensing of prescriptions.

Phar 6.05 Sanitation. The professional service area of a pharmacy shall have a sink convenient and suitable for cleaning...
pharmaceutical equipment and supplied with hot and cold running water. Detergent and a waste disposal container also shall be provided in the professional service area.

**Phar 6.06 Laws and other references.** The professional service area of a pharmacy shall have equipment of appropriate design and size for the intended pharmacy practice and shall have all of the following:

1. The latest available or immediately accessible version of federal and state pharmacy laws consisting of:
   a. Drug enforcement administration regulations, 21 CFR 1300 to end.
   b. Wisconsin pharmacy laws, ch. 450, Stats.
   c. Wisconsin controlled substances act, ch. 961, Stats.
   d. Wisconsin administrative code, rules of the pharmacy examining board.

2. References appropriate to the individual pharmacy practice. These references should include, but are not limited to, the following topics: drug interactions; patient counseling; compounding and pharmaceutical calculations; and generic substitution.

3. The telephone number of a poison center. This number shall be conspicuously posted in the prescription department.

4. References appropriate to the individual pharmacy practice. These references should include, but are not limited to, the following topics: drug interactions; patient counseling; compounding and pharmaceutical calculations; and generic substitution.

**Phar 6.07 Storage.** (1) The professional service area shall have a refrigerator adequate for the storage of biological and other drugs requiring refrigeration.

2. The professional service area shall have sufficient shelf, drawer or cabinet space for the proper storage of a representative stock of prescription labels, an assorted stock of prescription containers, and an adequate stock of prescription drugs, chemicals and required pharmacy equipment.

3. Controlled substances shall be stored in a securely locked, substantially-constructed cabinet or dispersed throughout the inventory of non-controlled substances in a manner that obstructs theft.

**Phar 6.075 Temperature; Humidity.** (1) Definitions. In this section:

a. “Business day” means a day the pharmacy is open for business.

b. “Dry place” means a place that does not exceed 40% average relative humidity at 68 degrees Fahrenheit or the equivalent water vapor pressure at other temperatures.

c. “Freezer” means a place in which the temperature is maintained between −13 and +14 degrees Fahrenheit.

d. “Mean kinetic temperature” means the calculated temperature at which the total amount of degradation over a particular period is equal to the sum of the individual degradations that would occur at various temperatures.

e. “Refrigerator” means a place in which the temperature is maintained between 36 and 46 degrees Fahrenheit.

2. Storage. Drugs shall be stored at appropriate temperature and under appropriate conditions, including in a dry place, according to the manufacturer recommendation or an official pharmaceutical compendium.

3. Recording devices. Manual, electromechanical or electronic temperature and humidity recording devices shall be placed within the storage space to accurately determine the area’s temperature and humidity.

4. Frequency. The temperature of the refrigerator, freezer and pharmacy shall be monitored at least once during each business day. A minimum and maximum temperature over the course of the time a pharmacy is closed shall be obtained.

5. Records. Temperature and humidity records shall be maintained for a minimum of 5 years.

6. Dispensing of safe drugs. The pharmacist shall use professional judgment, including consideration of the mean kinetic temperature, to determine whether a drug is safe to be dispensed.

**Phar 6.08 Security.** A pharmacy shall have a centrally monitored alarm system in the pharmacy. A security system or plan that does not utilize a centrally monitored alarm system may be used if reviewed by and prior approval is obtained from the board.

Published under s. 35.93, Stats. Updated on the first day of each month. Entire code is always current. The Register date on each page is the date the chapter was last published.