

STATE OF WISCONSIN
PHARMACY EXAMINING BOARD

IN THE MATTER OF RULE-MAKING : ORDER OF THE
PROCEEDINGS BEFORE THE : PHARMACY EXAMINING BOARD
PHARMACY EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE 01-023)

ORDER

An order of the Pharmacy Examining Board to repeal the Note following Phar 6.06 (1) (c); and to amend Phar 6.06 (1) (intro.), (a) to (c), (j) (intro.) and (k), relating to minimum equipment.

Analysis prepared by the Department of Regulation and Licensing

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227.11 (2), 450.02 (3) (e) and 450.09 (3), Stats.

Statutes interpreted: s. 450.09 (3), Stats.

Currently, s. Phar 6.06 references equipment and standards that are out-of-date with current pharmacy practice. A problem has arisen in providing pharmacists guidance on acceptable equipment which is currently available which meets the intent of the board as comporting with good pharmacy practice. Modifying s. Phar 6.06 clarifies the standards for minimum equipment to be contained in the service area of a pharmacy. The modification to s. Phar 6.06 (1) (a) recognizes that an electronic as well as a torsion prescription balance is permitted, and the corresponding sensitivity for each. Section Phar 6.06 (1) (b) requires that an appropriate set of accurate weights be maintained for any mechanical torsion prescription balance used, according to the purpose of compounding. This modification acknowledges the wide range of types of compounding undertaken by pharmacists and allows discretion and professional judgment in the selection of weights appropriate to use. Section Phar (1) (c) requires a range of single metric scale graduates capable of weighing 5 ml. to 100 ml. The reference to handbook 44 has been deleted as unnecessary. Section Phar (1) (j) recognizes that statutes and rules may be made available via electronic means and therefore now allows for immediate accessibility to those statutes and rules as satisfying that portion of the rule.

TEXT OF RULE

SECTION 1. Phar 6.06 (1) (intro.) and (a) to (c) are amended to read:

Phar 6.06 Minimum equipment. (1) (intro.) The professional service area of a pharmacy shall have equipment of appropriate design and size for the intended pharmacy practice consisting of at least the following equipment:

(a) A An electronic balance that has a sensitivity of 1 milligram, or a mechanical torsion prescription balance that conforms to the specifications of a class 3 balance and meets the

~~requirements of the national bureau of standards handbook 44~~ has a sensitivity reciprocal of 6 milligrams.

~~(b) One set of accurate metric weights capable of weighing substances of 50 mg to 50 g and which meets the requirements of the national bureau of standards handbook 44~~ appropriate for any mechanical torsion prescription balance being used for the purpose of compounding.

~~(c) A supply of transparent glass graduates in single metric scale capable of measuring 5 ml. to 100 ml. and which meets the requirements of the national bureau of standards handbook 44.~~

SECTION 2. The Note following s. Phar 6.06 (1) (c) is repealed.

SECTION 3. Phar 6.06 (1) (j) (intro.) and (k) are amended to read:

Phar 6.06 (1) (j) (intro.) The latest available ~~revision~~ or immediately accessible version of federal and state pharmacy laws consisting of:

(k) ~~Copies of current references~~ 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.

(END OF TEXT OF RULE)

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

Dated _____

Agency _____

Chairperson
Pharmacy Examining Board