

**TITLE 535. OKLAHOMA STATE BOARD OF PHARMACY
CHAPTER 15. PHARMACIES**

RULEMAKING ACTION:

Notice of proposed PERMANENT rulemaking

PROPOSED RULES:

Subchapter 3. Pharmacies

535:15-3-2. Pharmacy responsibilities [AMENDED]

Subchapter 5. Hospital Pharmacies

535:15-5-7.1. Pharmacy technician qualifications and training [AMENDED]

Subchapter 13. Pharmacy Supportive Personnel

535:15-13-3. Definitions [AMENDED]

535:15-13-4. Pharmacy technician qualifications and training [AMENDED]

535:15-13-5. Supervision of pharmacy technicians [AMENDED]

Subchapter 17. Nuclear Pharmacy

535:15-17-11. Supervision of licensed pharmacy technicians in a licensed nuclear pharmacy [AMENDED]

SUMMARY:

The revision to 535:15-3-2 adds to (b)(3) “Remote Medication Order Processing (RMOP) pharmacies” as a type of pharmacy that is exempt from the rule that requires a pharmacist-in-charge (“PIC”) to serve in no more than one pharmacy at a time.

The revision to 535:15-13-5: replaces, in (c), the word “two” with the word “four” to now require a ratio of no more than four pharmacy technicians to one supervising pharmacist on duty for a pharmacy; removes (d) (the rule allowing a licensed pharmacy that conducts significant compounding to utilize up to two pharmacy technicians specifically trained in compounding who shall, only while performing compounding duties, not be counted for the purposes of the pharmacy technician to pharmacist ratio of two pharmacy technicians to one supervising pharmacist); and then reorganizes the current (e) to (d), and the current (f) to (e) since (d) will be removed.

As a result of removing (d) in 535:15-13-5, the revision in 535:15-13-3 removes the “Significant Compounding” definition from the pharmacy supportive personnel rules since the phrase appears only in (d) of 535:15-13-5 which will be removed.

The revision to 535:15-17-11 replaces, in (b), the word “three” with the word “four” to now require a ratio of no more than four pharmacy technicians to one supervising pharmacist in a nuclear pharmacy.

The revision to 535:15-13-4 (which relates to all types of pharmacy supportive personnel except hospital pharmacy supportive personnel) adds, to (a), parts (1), (2), and (3) to: allow, at (1), pharmacy technician applicants, who are seventeen-years of age or older and enrolled in an approved youth apprenticeship program or pharmacy technician training program through the Oklahoma Department of Career and Technology Education, to complete their Phase II pharmacy technician training in a pharmacy without being employed at the pharmacy; require, at (1), that all such programs receive initial and annual approval from the Oklahoma State Board of Pharmacy;

require, at (1), that the training permits of such pharmacy technician applicants only be used for educational purposes within a Board-approved program; require, at (2), all approved youth apprenticeship and pharmacy technician training programs to carry liability insurance covering students at all pharmacy training sites; and require, at (3), all pharmacy technician trainees in approved programs to be directly supervised by a pharmacist in the same manner as any other pharmacy employee.

Similarly, the revision to 535:15-5-7.1 (which relates to hospital pharmacy supportive personnel) adds, to (a), parts (1), (2), and (3) to: allow, at (1), pharmacy technician applicants, who are seventeen-years of age or older and enrolled in an approved youth apprenticeship program or pharmacy technician training program through the Oklahoma Department of Career and Technology Education, to complete their Phase II pharmacy technician training in a pharmacy without being employed at the pharmacy; require, at (1), that all such programs receive initial and annual approval from the Oklahoma State Board of Pharmacy; require, at (1), that the training permits of such pharmacy technician applicants only be used for educational purposes within a Board-approved program; require, at (2), all approved youth apprenticeship and pharmacy technician training programs to carry liability insurance covering students at all pharmacy training sites; and require, at (3), all pharmacy technician trainees in approved programs to be directly supervised by a pharmacist in the same manner as any other pharmacy employee.

AUTHORITY:

Oklahoma Pharmacy Act, 59 O.S., § 353 *et seq.*, specifically including 59 O.S., §§ 353.7, 353.18A, 353.18B, and 353.24.

COMMENT PERIOD:

Written and oral comments will be accepted from October 15, 2025, until 4:30 p.m. on November 14, 2025, at the Oklahoma State Pharmacy Board office, 2920 N Lincoln Blvd., STE A, Oklahoma City, Oklahoma 73105, Attn: Melissa Jones, Pharm.D., D.Ph., or by email to mjones@pharmacy.ok.gov.

PUBLIC HEARING:

A public hearing will be held to provide an opportunity for persons to orally present their views on November 18, 2025, at 1:30 p.m. at the Oklahoma State Pharmacy Board office, 2920 N Lincoln Blvd., STE A, Oklahoma City, Oklahoma 73105. Each person wishing to speak must sign in at the door by 1:30 p.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:

Business entities affected by these proposed rules are requested to provide the Oklahoma State Pharmacy Board with information, in dollar amounts if possible, about the increase in the level of direct costs, indirect costs, or other costs expected to be incurred by the business entity due to compliance with the proposed rules. Business entities may submit this information in writing to the Oklahoma State Pharmacy Board office, 2920 N Lincoln Blvd., STE A, Oklahoma City, Oklahoma 73105, Attn: Melissa Jones, Pharm.D., D.Ph., or by email to mjones@pharmacy.ok.gov before the close of the public comment period, at 4:30 p.m., on November 14, 2025.

COPIES OF PROPOSED RULES:

Copies of the proposed changes may be obtained from the Oklahoma State Pharmacy Board office, 2920 N Lincoln Blvd., STE A, Oklahoma City, Oklahoma 73105, Attn: Melissa Jones, Pharm.D., D.Ph., or by email to mjones@pharmacy.ok.gov. The proposed rules may also be viewed on the agency's website at <https://oklahoma.gov/pharmacy/laws-rules.html>.

RULE IMPACT STATEMENT:

A copy of the rule impact statement will be prepared and may be obtained from the Oklahoma State Pharmacy Board office, 2920 N Lincoln Blvd., STE A, Oklahoma City, Oklahoma 73105, Attn: Melissa Jones, Pharm.D., D.Ph., or by email to mjones@pharmacy.ok.gov. The rule impact statement may also be viewed on the agency's website at <https://oklahoma.gov/pharmacy/laws-rules.html>. The rule impact statement will be available as described above beginning October 15, 2025.

CONTACT PERSON:

Melissa Jones, Pharm.D., D.Ph., Senior Pharmacist Compliance Officer of the Oklahoma State Board of Pharmacy, 405-521-3815, mjones@pharmacy.ok.gov. For legal questions, contact Kristin Bugg, Assistant Attorney General, 405-522-1961, kristin.bugg@oag.ok.gov.

PUBLIC COMMENT RESOURCE:

mjones@pharmacy.ok.gov

AGENCY LIAISON:

Melissa Jones, Pharm.D., D.Ph.