

WAIVER - REGULATION 04-00-0005

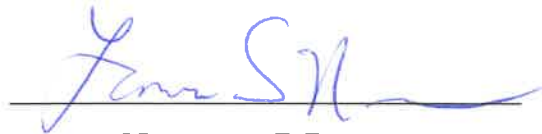
WHEREAS, Arkansas pharmacies serve the mental health care community in Arkansas, including patients who are treated at facilities licensed by the Arkansas Department of Behavioral Health Services (DBHS) to provide Rehabilitative Services for Persons with Mental Illness (OBHS – Outpatient Behavioral Health Services (“RSPMI-OBHS”);

WHEREAS, the Board of Pharmacy has stated that delivery of outpatient prescriptions to RSPMI-OBHS providers constitute a “pick up station” within the meaning of Regulation 04-00-0005.

THEREFORE, since these deliveries are considered a “pick up station” under Board regulations, a waiver has been requested for any pharmacy to be able to deliver outpatient prescriptions to RSPMI-OBHS providers when requested by the patient. The Board hereby agrees that such deliveries are medically necessary for the patient’s care and further agrees to waive Regulation 04-00-0005 for such deliveries.

The patient’s freedom of choice to choose his/her prescription provider is guaranteed by Arkansas law, and that right is not waived by this order.

IT IS SO ORDERED ON FEBRUARY 12, 2019.



Lenora Newsome P.D.
President
Arkansas State Board of Pharmacy