

**NOTICE OF REGULAR BOARD MEETING AND RULE HEARING**

The New Mexico Board of Pharmacy will convene on July 18<sup>th</sup> and 19<sup>th</sup>, 2024 at 9:00 a.m. and continue until finished in the Board of Pharmacy Conference Room located at 5500 San Antonio Dr., NE, Albuquerque, NM 87109 for the purpose of conducting a regular board meeting and rule hearing.

The agenda is posted 72 hours prior to the scheduled meeting. You may view and download a copy of the agenda through the board's website: <https://www.rld.nm.gov/boards-and-commissions/individual-boards-and-commissions/pharmacy/pharmacy-board-information/pharmacy-board-meetings/>. All proposed language regarding rule hearings is linked to the *Agenda*, the *Notice to the Public* on our website and the *New Mexico Sunshine Portal*.

Individuals petitioning the board regarding requests/waivers must submit documentation for presentation; via fax (505) 222-9845, mail or email to the Board Administrator, at the general e-mail [pharmacy.board@rld.nm.gov](mailto:pharmacy.board@rld.nm.gov) at least one week in advance of the scheduled meeting.

Interested persons wishing to comment on proposed language regarding rule hearings may submit documentation for presentation prior to the hearing; via fax (505) 222-9845, mail or email to the Board Administrator, at the general e-mail [pharmacy.board@rld.nm.gov](mailto:pharmacy.board@rld.nm.gov) in advance of the scheduled meeting. Public comment is also allowed during the rule hearing.

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service, or if you are in need of a translator to attend or participate in the hearing or meeting, please contact Board Administrator at 505-222-9830 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact Board Administrator at 505-222-9830 or e-mail [pharmacy.board@rld.nm.gov](mailto:pharmacy.board@rld.nm.gov) if a summary or other type of accessible format is needed.

Short explanation of the Purpose of Proposed Rule Amendments: see below.

The full text of Proposed Rule Amendments for Rule Hearing for July 18<sup>th</sup>, 2024, at 9:10 a.m. is available for each rule via the Notice to the Public and agenda hyperlinks.

16.19.5 NMAC - INTERNSHIP TRAINING PROGRAM – Sections 1 and 5, administrative updates. Section 8, updates, and removal of unnecessary or obsolete provisions. Remove suspension of preceptor certification upon change of employment. Section 9 is deleted (summary of objectives for last year pharmacy students in the rural health care setting), as all provisions in that section are otherwise allowed without additional requirements of previous Section 9.

STATUTORY AUTHORITY: Paragraph (17) of Subsection A of Section 61-11-6 NMSA 1978 requires that the Board of Pharmacy provide for the registration of pharmacist interns, their certification, annual renewal of certification, training, supervision, and discipline. Section 61-11-11 NMSA 1978 establishes qualifications for registration as a pharmacist intern. Pursuant to Subsection B of Section 61-11-12 NMSA 1978, the Board is authorized to issue an appropriate certificate of registration or license to each person registered as a pharmacist intern.

16.19.30 NMAC - COMPOUNDING OF NON-STERILE PHARMACEUTICALS – Section 6, administrative update. Section 7, add provision that addition of flavoring agent subject to certain characteristics is not compounding. Section 9, update beyond use dating specifications for consistency with updated United States Pharmacopeia chapter for non-sterile compounding (“USP”). Section 10, change formulation records to master formulation records, align requirements with USP, and align requirements of compounding records with USP.

STATUTORY AUTHORITY: Paragraph (6) of Subsection A of Section 61-11-6 NMSA 1978 requires that the board of pharmacy provide for the licensing of retail pharmacies and nonresident pharmacies and for the inspection of their facilities and activities.

16.19.36 NMAC - COMPOUNDED STERILE PREPARATIONS – Section 7, remove, update, and add definitions for consistency with updated United States Pharmacopeia chapters for sterile compounding (“USP”). Section 8, clarify that consultant pharmacist for in-state clinics would be responsible for duties of the otherwise pharmacist in charge. Section 9, 10, 11, 13 and 15, update for alignment with USP.

STATUTORY AUTHORITY: Paragraph (6) of Subsection A of Section 61-11-6 NMSA 1978 authorizes the board of pharmacy to provide for the licensing of all places where dangerous drugs are stored, dispensed, distributed or administered and for the inspection of their facilities and activities. Paragraph (7) of Subsection A of 61-11-6 NMSA 1978 authorizes the board to enforce the provisions of all laws of the state pertaining to the practice of pharmacy and the manufacture, production, sale or distribution of drugs and their standards of strength and purity.

Disciplinary Hearing(s): No disciplinary hearings are currently scheduled. If scheduling occurs, the final hearing date and time for each case will be included in the agenda posted to the board’s website at least 72 hours before the meeting.

Executive Director’s Report:

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