

State Board of Pharmacy: Proactive & Holistic Counsel

State Boards of Pharmacy regulate pharmacies and pharmacists nationwide. State Boards of Pharmacy typically oversee every facet of the profession. To ensure compliance and safeguard your pharmacy business and professional licenses, it's vital for to adopt a proactive stance rather than a passive one. Our attorneys specialize in navigating State Board of Pharmacy laws, rules, and regulations and are ready to provide you with strategic guidance tailored to your specific needs and goals.

Proactive State Board of Pharmacy Compliance

Pharmacies cannot afford to take a passive approach to legal and regulatory compliance. With experienced legal counsel, pharmacies can take control of their operations and avoid surprises, like violations and disciplinary actions, before they occur. Our attorneys apply their decades of experience navigating State Board of Pharmacy laws, rules, and regulations and work closely with your team to ensure comprehensive compliance.

Rulemaking Advocacy

As the pharmacy industry evolves, State Boards of Pharmacy regularly enact new rules and regulations. In doing so, they will often provide pharmacies the opportunity to comment on rule proposals and provide opinions on how the rule would impact the industry and patients. Buchanan's attorneys are well versed in the rulemaking process and understand how pharmacies can advocate for themselves in ways that will positively influence new rules and protect their best interests.

Effective Disciplinary Response and Mitigation and Board of Pharmacy Investigation Support

Pharmacies must make the right decisions at the right time to mitigate damages. Even actions like not reporting a change in business hours can result in lost revenue and reputational damage. When these actions are not handled properly, pharmacies can face significant financial losses and unnecessary reputational harm. Our team can advise leadership on how to handle infractions and inquiries in ways that limit damages and disruptions to operations.

Investigations and disciplinary actions from Boards of Pharmacy vary widely in complexity and severity. Our experienced attorneys can help at every stage of any investigation, including the following:

- Minimum hours of operation and “failure to operate”
- Supervision of pharmacy personnel
- Pharmacy business practices, including marketing practices, arrangements and agreements
- Inventory maintenance, storage practices and security policies
- HIPAA breaches
- Overall dispensing practices
- Staffing ratios and minimum staffing requirements
- Failure to provide notice of disciplinary action in other jurisdictions
- Practice of pharmacy by unlicensed unqualified individuals
- Drug inventory discrepancies and inventory shortfalls
- Prescription transfer policies, practices and procedures
- Failure to notify of changes in location, ownership, Pharmacist-in-Charge (PIC), etc.
- Patient complaints
- Prescriber complaints
- Recordkeeping requirements and storage of prescription records
- Pharmacy policies and procedures, including handling of controlled dangerous substances
- Policies and procedures related to mailing or mail-order pharmacy, delivery services, and shipping

Administrative Hearing Representation

Should a State Board of Pharmacy take action against your business or license, our attorneys can represent your pharmacy through all administrative hearings. Our attorneys will speak and handle on your behalf to ensure your best interests are protected. By taking a proactive and strategic approach, our attorneys can ensure damages and business interruptions are minimized throughout the process.



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