

Title: COVID-19 Public Health Emergency:
Monthly Inspections of Emergency Drug Kits

Policy No. I.D.10

Issued: 03-24-2020
Ratified: 05-27-2020
Extended: 11-18-2020

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1. The Board received multiple inquiries from pharmacies supplying emergency drug kits (EDK) to nursing homes about the requirement for monthly inspection of those kits. They inquired if any consideration could be given to that rule if the kits were still sealed and had no expired drugs within.
 2. The Board's rules for emergency drug kits, more specifically at §1317.I, requires the provider pharmacy to inspect the EDK every 30 days, plus or minus five days.
 3. The Board President directed the compliance officers to exercise enforcement discretion for this rule, such that the provider pharmacy need not retrieve the EDK merely for inspection purposes, provided that:
 - A. The provider pharmacy has the capacity to verify (through technology or reliance on facility personnel) that an EDK has not been opened and does not contain any expired drugs; and
 - B. The provider pharmacy retains documentation of the name of the nurse performing the visual inspection and the date of such visual inspection; and
 - C. The provider pharmacy make such inspection documentation available to the compliance officer upon request.
 4. During their November 18, 2020 meeting, the members voted to extend this interim policy until the conclusion of the public health emergency unless terminated sooner.