APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 680

Department or Agency: Alabama State Board of Pharmacy

Rule No.: 680-X-2-.05

Rule Title: Prescription Files

Intended Action: Repeal and Replace

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?	Yes
Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare?	Yes
Is there another, less restrictive method of regulation available that could adequately protect the public?	No
Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved?	No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule?	NA
Are all facets of the rule-making process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?	Yes
Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule?	No

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Does the proposed rule have an economic impact?	No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer: Anne Marie Nolen

Anne Nolen

Date: Friday, December 19, 2025

REC'D & FILED

DEC 19, 2025

LEGISLATIVE SVC AGENCY

APA-2

ALABAMA STATE BOARD OF PHARMACY

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board of Pharmacy

RULE NO. & TITLE: 680-X-2-.05 Prescription Files

INTENDED ACTION: Repeal and Replace

SUBSTANCE OF PROPOSED ACTION:
This repeal and replace is being proposed to incorporate definitions of community, chain, and independent pharmacy practice.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:
The public hearing will be February 11, 2026 during the business meeting beginning at 9:00 am CST at the Board of Pharmacy office, located at 111 Village Street, Birmingham, AL 35242. Comments may be submitted to Anne Marie Nolen via email to anolen@albop.com by EOB February 6, 2026.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Friday, February 6, 2026

CONTACT PERSON AT AGENCY:
Anne Marie Nolen
anolen@albop.com

Anne Marie Nolen
Anne Nolen

(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

~~**680-X-2-.05 Prescription Files.**~~

~~In order to facilitate the inspection of records, each prescription on file must bear the initials of the person who compounded and/or dispensed it, as well as the number of the prescription and the date it was dispensed.~~

~~**Author:** James W. McLane~~

~~**Statutory Authority:** Code of Ala. 1975, §34-23-92.~~

~~**History:** Filed June 1, 1982.~~

680-X-2-.05 Community Pharmacies.

(1) Consistent with the definition of "pharmacy" set forth in §34-23-1, the Board further classifies pharmacies into the following subtypes: community, non-resident, institutional, and retail medical oxygen.

(2) For the purposes of this chapter, a community pharmacy may be either an independent pharmacy or a chain pharmacy.

(a) An independent pharmacy is a community pharmacy providing dispensing services as a component of their practice that:

1. Is not owned, operated, or controlled by a chain pharmacy corporation;

2. Employs fewer than forty (40) full-time equivalent pharmacists that work in a dispensing role; and

3. Meets all licensing and permit requirements of the Board

(b) A chain pharmacy is a community pharmacy providing dispensing services as a component of their practice that:

1. Is owned, operated, or controlled by a chain pharmacy corporation;

2. Employs at least forty (40) full-time equivalent pharmacists that work in a dispensing role across all its pharmacy locations collectively; and

3. Meets all licensing and permit requirements of the Board

Author: Alabama State Board of Pharmacy
Statutory Authority: Code of Ala. 1975, §34-23-30
History: Filed June 1, 1982. **Repealed and New Rule:** Published ; effective .