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## Dispensary Licensee Newsletter - April 2020

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### IMPORTANT UPDATES

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#### COVID-19 Updates

The Board of Pharmacy will continue to issue updates related to COVID-19 to dispensary licensees through Constant Contact. Please make sure the correct individuals from your organization are on the Board's communication list. If you have any questions, please contact your Compliance Agent.

#### 90-Day Supply Calculation

Effective April 17, 2020, the State of Ohio Board of Pharmacy established a process for calculating a patient's 90-day supply. This process replaces all previous processes for calculating a patient's 90-day supply and shall remain in effect until codified in Administrative Rule. This process is intended to provide a simpler way for patients, caregivers, and dispensaries to calculate days' supply while ensuring patients do not exceed the maximum 90-day possession limit established in law.

For resources related to the new calculation, [please visit this page](#).

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### LICENSING

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#### Fingerprint Submission Guidance

The State of Ohio Board of Pharmacy oversees the licensure of medical marijuana dispensaries and their employees. BCI and FBI background checks are required for the employees to obtain licensure. We have had a few reports of applicants being denied access to submit their fingerprint impressions at webcheck agencies.

BCI has circulated Dr. Acton's order to the Buckeye State Sheriff's Association. BCI suggests any person seeking to renew or obtain a license issued by the Board of Pharmacy **call ahead** prior to traveling to a location to submit fingerprints to ensure that location will capture the applicant's fingerprints. Taking a copy of Dr. Acton's order with them to the location, and **emphasizing Section 12.c.**, would also be advisable. BCI is still operating at its London, Ohio, location and can capture fingerprints for those who live near enough to do so.

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### COMPLIANCE

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#### Confirming Recommending Physician

As a reminder, with many recommendations expiring each month, registered patients may wish to switch recommending physicians. Dispensaries need to verify the patient's recommending physician within the Patient & Caregiver Registry, and make sure it matches with the dispensary's point of sale system.

Failure to complete this verification could result in multiple profiles for the patient. It may be helpful for the designated representative to instruct their staff to ask returning patients if they have changed their recommending physician.

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## DISPENSARY OPERATIONS

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### Updated Product ID Submission FAQ

Here are some highlights of [the updated Product ID Submission FAQ document](#):

**#12** - The Board has set a minimum threshold of 0.3% for THC % Content and CBD % Content below which Plant Material products are considered to have 0% content and therefore not subject to the 95%-105% range rules.

- For Example: If a plant material's target THC % in the Product ID is 0.29% then the product can be considered zero if the testing results range between 0 - 0.29%. If the product's THC % from testing is 0.3% then the +/- 5% variance must be considered and the product must be registered accordingly.

If the target THC or CBD % in the Product ID and the testing results are less than .3 % then the +/- 5% variance does not apply and the THC or CBD content must be registered as zero. If the target THC or CBD % is .3% or greater then the THC or CBD % from the testing information must fall within 5% variance and the product must be registered accordingly.

If a Plant Material product is registered as 0% CBD the testing data must fall anywhere from 0.0 – 0.29% CBD.

**#27** - In the February 2020 Newsletter, the Board issued responses to "Active Ingredient Threshold Questions." The Question: "Does the +/- 5% apply to products that have a THC per dose maximum of 50 mg?" has been reviewed and an update is published below.

Target THC content for edibles, oils, tinctures for oral administration and patches for transdermal administration shall not exceed +/- 5% of the maximum 50 mg THC per dose.