

**ALABAMA
BOARD OF PHARMACY**

Donna C. Yeatman, R.Ph.
Executive Secretary

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December 18, 2019

Statement by Agency Overruling considerations Urged Against Adoption of A Rule

Rule 680-X-2-.44 Collaborative Practice

Collaboration is voluntary. It is between a willing physician and pharmacist and the scope of the agreement must be approved by the parties and their respective boards. This insures that agreement is within their scope of practice. The Board used a template from the American Medical Association as basis for its rule. However, unfortunately, despite their comments, the Alabama Board of Medical Examiners never drafted a rule as required by the statute. The statute makes clear that the relationship is between a physician and a pharmacist and not a pharmacy. This enables the collaborative care to be between identified health care practitioners. The statute allows the creation of a collaborative agreement and addresses many of the concerns raised. There is a concern raised about antitrust liability; however, there are no specifics provided and the Board does not believe a rule authorized by a statute enacted by a legislature to allow willing participants to engage in collaborative practice relationship approved by their respective boards causes antitrust concerns.

Sincerely,

A handwritten signature in cursive script that reads "Donna C. Yeatman".

Donna C. Yeatman, R.Ph, Executive Secretary