

	<b>Government of the District of Columbia Department of Health</b>	<b>Health Regulations and Licensing Administration Pharmaceutical Control Division Inspection FineSchedule</b>	<b>899 North Capitol St, NE, 2nd Floor Washington, DC 20002 202-724-8800 202-727-8677 (fax) <a href="http://www.hpla.doh.dc.gov">www.hpla.doh.dc.gov</a></b>
<b>PHARMACY INSPECTION FINE SCHEDULE</b>			
<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>	
<b>VIOLATIONS OF LICENSURE</b>	<b>AND/OR DISPLAY REQUIREMENTS</b>		
DCOC 47-2885.03(d)/ 22-B DCMR 1900.1	Operating a pharmacy without a valid license	\$2,000.00	
D.C. Official Code § 47-2885.08(b)	Failure to renew a pharmacy license	\$2,000.00	
DCOC 48-903.02(a)/ 22-B DCMR 1002.1	Expired DCCS registration or failure register.	\$2,000.00	
22-B DCMR 1502.1/ 22-B DCMR 1000.2/ 21 CFR 1301.11(a)	Expired DEA registration or failure register	\$2,000.00	
DCOC 47-2885.09(a)/ 22-B DCMR 1901.1	Unlicensed pharmacist on duty	\$2,000.00	
DCOC 47-2885.09(a)/ 22-B DCMR 1901.2	Pharmacy open without Pharmacist being on duty	\$2,000.00	
DCOC 47-2885.06, DCOC 3-1210.06(b)(4), and 17 DCMR 6509.3	Unregistered Pharmacy Intern on duty	\$2,000.00	
DCOC 47-2885.09(a)/ 22-B DCMR 1901.3	Failure of pharmacist on duty to conspicuously post his or her pharmacist license.	\$500.00	
22-B DCMR 1901.3	Failure to conspicuously post pharmacy license, occupancy permit, DEA or DCCS registrations, pharmacist licenses, or intern registrations.	\$500.00	
DCOC 47-2885.09(a)/ 22-B DCMR 1901.3	Failure to properly display hours of operation	\$500.00	
DCOC 48-801.03	Failure to post top 100 drugs pricing poster	\$500.00	
DCOC 48-803.03a	Failure to prominently display sign regarding drug substitution.	\$500.00	

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	<b>VIOLATIONS OF</b>	<b>OPERATIONS REQUIREMENTS</b>	
	DCOC 47-2885.08(c)	Using a pharmacy license for a location other than the one specified on the license, or under a different name, or transferring a pharmacy license.	\$2,000.00
	22-B DCMR 1902.1 and 1902.12	Operating a pharmacy outside of the classification for which the license was issued; or failing to adhere to restrictions placed on the license.	\$2,000.00
	22-B DCMR 1907.3	Operating a pharmacy in either a temporary or trailer-type facility without approval.	\$2,000.00
	22-B DCMR 1900.3	Having drugs in a pharmacy before a pharmacy license has been obtained from the Director	\$1,000.00
	22-B DCMR 1920	Failure of pharmacist-in-charge to comply with requirements and duties, to be physically present in the pharmacy to provide supervision and control; or serving as PIC for more than one pharmacy without approval.	\$2,000.00
	DCOC 47-2885.09(b)	Failure of pharmacist on duty to control all professional aspects of the practice of pharmacy; or allowing any usurpation of his or her professional judgment by a non-pharmacist proprietor or personnel.	\$1,000.00
	22-B DCMR 1902.8	Failure to notify the Director within thirty (30) days after a change in the pharmacist-in-charge, Director of Pharmacy, or Responsible Nuclear Pharmacist.	\$1,000.00
	22-B DCMR 1905.4	Failure to notify the Director at least sixty (60) days prior to the change of proprietorship of a pharmacy; or to apply for a new license.	\$1,000.00
	22-B DCMR 1906.1 through 1906.4	Failure to comply with the requirements for closing a pharmacy.	\$1,000.00
	<b>VIOLATIONS OF PHYSICAL</b>	<b>STANDARDS AND EQUIPMENT</b>	
	22-B DCMR 1907.4(a)	Failure of pharmacy compounding and dispensing area to be a minimum of one-hundred and fifty (150) square feet	\$1,000.00

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	22-B DCMR 1907.4(c)	Failure to have a confidential patient counseling area	\$1,000.00
	22-B DCMR 1907.4(g)	Failure of pharmacy to have a goose-neck faucet; hot and cold water; soap or detergent; air driers or single-use towels	\$1,000.00
	2-B DCMR 1907.4(i)	Failure to have refrigeration facilities exclusively for cold storage drugs storage	\$1,000.00
	DCOC 47-2885.13(a)/22-B DCMR 1907.4(i)/ 22-B DCMR 1907.5	Failure to maintain pharmacy storage area temperature compatible with the proper storage of drugs with a	\$1,000.00
	22-B DCMR 1909.2- 1909.5	Failure to maintain required equipment and references consistent with the pharmacy's scope of practice, the	\$500.00
	<b>VIOLATIONS OF SECURITY</b>	<b>REQUIREMENTS</b>	
	DCOC 47-2885.09(d)/ 22-B DCMR 1901.8	Failure to report thefts, suspected diversions, significant losses of drug inventory or the inability to account for such	\$2,000.00
	22-B DCMR 1907.4(d)/ D.C. Code 47- 2885.09(c)(1)	Failure to have a barrier that renders pharmacy inaccessible to unauthorized persons	\$1,000.00
	DCOC 47-2885.09(c)(1)/ 22-B DCMR 1910.4	Failure to keep controlled substances stored outside compounding and dispensing area in a locked storage area	\$1,000.00
	22-B DCMR 1910.2/ 22-B DCMR 1910.7	Failure to have an operating security alarm system	\$1,000.00
	DCOC 47-2885.09(c)(1)/ 22-B DCMR 1910.5/ 22-B DCMR 1910.7	Failure to securely enclose pharmacy area to prevent unauthorized access or diversion of drugs when the	\$1,000.00
	22-B DCMR 1910.5/ 22-B DCMR 1910.7/ 47-2885.09(c)(3)	Failure to have doors capable of being locked; to securely lock the pharmacy; or to restrict pharmacy access to authorized persons	\$1,000.00
	DCOC 47-2885.09(c)(4)/ 22-B DCMR 1910.8	Failure to keep the key or keys to the pharmacy areas under the control or in the possession of the pharmacy on	\$1,000.00
	22-B DCMR 1910.9	Displaying or storing prohibited drugs in an area accessible to the public	\$500.00
	<b>VIOLATIONS OF SANITATION</b>	<b>REQUIREMENTS</b>	
	22-B DCMR 1900.4	Failure to maintain written policies and procedures regarding sanitation standards	\$2,000.00

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	22-B DCMR 1908.2	Failure to keep pharmacy clean and in a sanitary condition; (i.e. dusty shelves, trash on the floor, food lying around on	\$2,000.00
	22-B DCMR 1908.2	Failure to maintain clean and sanitary restroom facilities.	\$2,000.00
	22-B DCMR 1908.2	Failure to keep pharmacy free of infestation by infested by rodents, birds, insects, or other vermin	\$2,000.00
	22-B DCMR 1908.3	Failure to keep pharmacy and storage areas dry and well ventilated.	\$2,000.00
	22-B DCMR 1908.4	Failure to keep equipment clean and in good operating condition.	\$2,000.00
	22-B DCMR 1908.5	Failure to cover trash containers or use opaque trash bags	\$2,000.00
	22-B DCMR 1908.6	Failure to remove trash in a timely and sanitary manner	\$2,000.00
	22-B DCMR 1908.7	Failure of pharmacy to have restroom facilities in an area reasonably accessible to pharmacy personnel and supplied with a hand washing sink, soap or detergent, toilet paper, and air driers or single-service towels	\$2,000.00
	22-B DCMR 1908.8	Failure to keep pharmacy plumbing facilities in good repair	\$2,000.00
	22-B DCMR 1908.9	Permitting animals in the pharmacy or areas immediately adjacent to and under the control of the pharmacy except for guide dogs accompanying disabled persons.	\$2,000.00
	DCOC 47-2885.11(b)(2)-(4)/ 22-B DCMR 1908.10	Failure of persons working in the pharmacy to follow hygienic practices	\$2,000.00
<b>VIOLATIONS OF PACKAGING/ HANDLING AND DRUG LABELING REQUIREMENTS</b>			
	22-B DCMR 1911.2	Failure to dispense drugs in new and clean containers or original manufacturer packaging	\$2,000.00
	22-B DCMR 1911.3	Failure to dispense drugs in child-resistant containers without documentation of patient request.	\$2,000.00

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	22-B DCMR 1911.4	Reuse of manufacturer bottle or container	\$2,000.00
	22-B DCMR 1911.5	Reuse of bottle or container that previously held toxic, adulterated, or misbranded substances	\$2,000.00
	22-B DCMR 1911.6	Failure to obtain drugs from approved suppliers	\$2,000.00
	22-B DCMR 1911.7	Failure to obtain drugs in original manufacturer or distributor container	\$2,000.00
	22-B DCMR 1911.8	Failure of pharmacist to direct and supervise compounding, repackaging, or prepackaging of drugs	\$2,000.00
	DCOC 47-2885.13(a)/ 22-B DCMR 1911.11	Failure to store all drugs and devices in a proper and safe manner, in an appropriate container, in a manner to insure accurate identification and in accordance with applicable federal and D.C. laws	\$2,000.00
	DCOC 47-2885.10(a)(3)/ 22-B DCMR 1901.6	Storing misbranded drugs with currently dated products	\$2,000.00
	DCOC 47-2885.14/ 22-B DCMR 1912	Failure to dispense a drug, except to hospital inpatients, in a suitable container appropriately labeled	\$1,000.00
	DCOC 48-903.08(e)/ 22-B DCMR 1308.1/22-B DCMR 1912.2	Failure to label written or emergency CS II substances as required by law	\$1,000.00
	DCOC 48-903.08(e)/ 22-B DCMR 1312.1/ 22-B DCMR 1912.2	Failure to label CS III-V as required by law	\$1,000.00
	22-B DCMR 1912.4	Failure to label prepackaged or repackaged container with label containing required information.	\$1,000.00
	22-B DCMR 1912.6	Failure to place appropriate expiration date on multi-dose container after opening it	\$1,000.00
	22-B DCMR 1325.6	Failure to affix a label to non-controlled substance prescription package	\$2,000.00
	<b>VIOLATIONS OF RECORDKEEPING REQUIREMENTS</b>		
	22-B DCMR 1503.1 and 22-B DCMR 1913	Failure to maintain prescription files in conformity with the requirements of 22 DCMR 1913.1 et. seq.	\$2,000.00
	22-B DCMR 1502.1	Failure of registrant to keep records, maintain inventories and file reports as required by fed. law	\$2,000.00

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	22-B DCMR 1913.8	Failure to file CSII prescriptions separately from other pharmacy records	\$2,000.00
	22-B DCMR 1306.3	Failure to cancel out CS II prescription by drawing a line through the entire prescription order, with date dispensed and initials of person who dispensed the drug	\$2,000.00
	22-B DCMR 1310.3/ 22-B DCMR 1310.4/ 22-B DCMR 1310.8	Failure to record CSIII, IV, and V prescription refills in a readily retrievable record with the required information	\$2,000.00
	22-B DCMR 1913.9	Failure to maintain separate file for CSIII, IV, and V prescriptions, or to mark in red letter "C"; unless an electronic recordkeeping system is used to identify by prescription number	\$2,000.00
	22-B DCMR 1302.2	Failure to immediately reduce an oral prescription order to writing	\$2,000.00
	22-B DCMR 1302.3 to 22-B DCMR 1302.9	Failure to include all required information on an oral prescription drug order	\$2,000.00
	22-B DCMR 1303.6 to 22-B DCMR 1303.12	Failure of telephone facsimile orders to contain all required information	\$2,000.00
	DCOC 47-2885.15(a)/ 22-B DCMR 1911.9	Failure to keep required log of compounded or repackaged or prepackaged drugs	\$2,000.00
	DCOC 47-2885.15(b)(1)	Failure to maintain a record of over-the-counter CS V drugs sales	\$500.00
	DCOC 47-2885.15(b)(2)(a)	Failure to maintain a record of hypodermic syringes, needles, or other medical devices which may be used in the administration of controlled substances	\$500.00
	22-B DCMR 1913.11	Failure to maintain a patient record system with immediate retrieval of required patient information during pharmacy operating hours.	\$2,000.00
	22-B DCMR 1301.6	Failure to document the pharmacist's name, initials or any changes on a prescription order	\$20,000.00

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	22-B DCMR 1301.7	Failure to document authorization for a substitution on the prescription order	\$2,000.00
	22-B DCMR 1913.6	Failure to put in place systems to assign a secure identification for each pharmacist for use on verification	\$500.00
		of records, or to require manual signatures of pharmacists	
		performing final verifications.	
	22 DCMR 1502.1/ 21 CFR 1305.12/ 21 CFR 1305.13(e)	Failure to execute DEA 222 Forms as required by law	\$2,000.00
	22-B DCMR 1325.10	Failure to document and uniformly maintain in a readily retrievable record each refilling of a non-controlled substance.	\$1,000.00
	22-B DCMR 1325.12	Failure to properly document the required refill authorization information on each refill of a non-controlled substance.	\$1,000.00
	22-B DCMR 1325.15	Failure to properly document the partial filling of a prescription for a non-controlled substance	\$1,000.00
	22-B DCMR 1300.7	Dispensing a medication or device pursuant to a prescription that the pharmacist knows is not based on a valid patient-practitioner relationship	\$2,000.00
	22-B DCMR 1305.6	Dispensing a medication or device pursuant to a prescription that the pharmacist knows was not issued in the usual course of professional treatment or in legitimate and authorized research.	\$2,000.00
	22-B DCMR 1306.2	CS II prescription filled more than thirty (30) days after the prescription was issued	\$2,000.00
	22-B DCMR 1306.3	Refilled a CS II prescription.	\$2,000.00
	22-B DCMR 1306.4	Failure to obtain the original written prescription before dispensing a CSII prescription that was transmitted via telephone facsimile	\$2,000.00

	<b>DCOC/ DCMR/ CFR Citation</b>	<b>Conduct</b>	<b>Fine Amount</b>
	22-B DCMR 1306.5	Failure to comply with requirements for dispensing a CSII in an emergency situation	\$2,000.00
	22-B DCMR 1306.7 to 22-B DCMR 1306.9	Failure to comply with requirements for dispensing a CSII via telephone facsimile	\$2,000.00
	22-B DCMR 1310.1	Refilled a CS III through V prescription more than six months after issuance	\$2,000.00
	22-B DCMR 1310.2	Refilled a CS III through V prescription more than five (5) times	\$2,000.00
	DCOC 47-2885.10(a)(3)/ 22-B DCMR 1901.5	Selling, or offering for sale, adulterated or misbranded drugs or devices	\$2,000.00
	DCOC 47-2885.13(a)/ 22-B DCMR 1901.6	Selling or dispensing expired drugs; or storing expired drugs with currently dated products	\$2,000.00
	DCOC 47-2885.13(c)/ 22-B DCMR 1329.1	Placing in stock for reuse or resale, or accepting back to the pharmacy, a drug which has been returned after leaving the pharmacy.	\$2,000.00
	22-B DCMR 1901.4	Stocking, selling, dispensing, or distributing non-FDA registered drugs, medical devices, or chemicals for compounding	\$2,000.00
	22-B DCMR 1901.7	Obtaining drugs or medical devices from a non-registered entity.	\$2,000.00
	DCOC 47-2885.13(b)	Selling drugs designated as "sample."	\$1,000.00
	22-B DCMR 1919	Failure to offer to counsel (all patients)	\$500.00