

Grounds for Discipline

Unprofessional conduct as defined in Pharmacy Practice Act Administrative Rules Section 1330.30 shall include the following:

- (1) Advertising or soliciting that may jeopardize the health, safety, or welfare of the patient including, but not be limited to, advertising or soliciting that:
 - (a) Is false, fraudulent, deceptive, or misleading; or
 - (b) Makes any claim regarding a professional service or product or the cost or price thereof which cannot be substantiated by the licensee.
 - (c) Requiring pharmacists to participate in such activities.
- (2) Failure to provide a working environment for all pharmacy personnel that protects the health, safety and welfare of a patient which includes but is not limited to:
 - (a) Sufficient personnel to prevent fatigue, distraction or other conditions that interfere with a pharmacist's ability to practice with competency and safety or creates an environment that jeopardizes patient care.
 - (b) Appropriate opportunities for uninterrupted rest periods and meal breaks.
 - (c) Adequate time for a pharmacist to complete professional duties and responsibilities including, but not limited to:
 - (A) Drug Utilization Review;
 - (B) Immunization;
 - (C) Counseling;
 - (D) Verification of the accuracy of a prescription; and
 - (E) All other duties and responsibilities of a pharmacist as specified in the Pharmacy Practice Act Administrative Rules Part 1300.
- (3) Introducing external factors such as productivity or production quotas or other programs to the extent that they interfere with the ability to provide appropriate professional services to the public.
- (4) Incenting or inducing the transfer of a prescription absent professional rationale.
- (5) Anyone reporting violations of this section to the Department of Financial and Professional Regulation are specifically protected under the Illinois Whistle Blower Act (740 ILCS 174/15(b)).