ANDY BESHEAR
GOVERNOR

EXECUTIVE ORDER

Secretary of State
Frankfort
Kentucky

2020-276
April 9, 2020

STATE OF EMERGENCY RELATING TO THE DISPENSING OF PHARMACEUTICALS

The novel coronavirus (COVID-19) is a respiratory disease causing illness that can range from very mild to severe, including illness resulting in death, and many cases of COVID-19 have been confirmed in the Commonwealth.

The Kentucky Constitution and Kentucky Revised Statutes, including KRS Chapter 39A, empower me to exercise all powers necessary to promote and secure the safety and protection of the civilian population, including the power to suspend state statutes and regulations, and to command individuals to disperse from the scene of an emergency. Under those powers, I declared by Executive Order 2020-215 on March 6, 2020, that a State of Emergency exists in the Commonwealth. On March 10, 2020, pursuant to the authority vested in me by the Kentucky Constitution and KRS Chapter 315, I declared by Executive Order 2020-224 that a State of Emergency exists in the Commonwealth of Kentucky and implemented the provisions of KRS 315.500, *et seq.*, as to the emergency authority for pharmacists. The State of Emergency continues in the Commonwealth of Kentucky.

NOW THEREFORE, I Andy Beshear, by virtue of authority vested in me pursuant to the Kentucky Constitution and by KRS Chapter 315, do hereby renew the implementation the provisions of KRS 315.500, *et seq.* as to the emergency authority for pharmacists, and do hereby Order and Direct that, in accordance with provisions of KRS 315.500 and 201 KAR 2:330:

1. Pharmacists located in any county in the Commonwealth of Kentucky may dispense emergency refills of up to a thirty (30) day supply of any non-scheduled medication for residents of any county of the Commonwealth.

2. Pharmacists may operate temporarily a pharmacy in an area not designated on the pharmacy permit;

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3. Pharmacists may dispense drugs as needed to prevent or treat COVID-19 pursuant to protocols established by the CDC or the NIH or determined to be appropriate by the commissioner of public health or his designee to respond to the circumstances causing the emergency;

4. The provisions of this Order shall expire on May 8, 2020, but shall be subject to renewal thereafter, subject to applicable law, if necessary to protect the lives, property, or welfare of the citizens of the Commonwealth of Kentucky.

This Order shall be effective upon the expiration of Executive Order 2020-224 on April 9, 2020. This Order shall be in effect for the duration of the State of Emergency herein referenced, but shall expire after 30 days from the effective date and notice of implementation and shall be subject to renewal thereafter, subject to applicable law, if necessary to protect the lives, property or welfare of the citizens of the Commonwealth.

ANDY BESHEAR, Governor
Commonwealth of Kentucky

MICHAEL G. ADAMS
Secretary of State