

DEPARTMENT OF CONSUMER AFFAIRS
Title 16. Board of Pharmacy

Order of Adoption
Disciplinary Guidelines

Legend: Added text is indicated with an underline.
Deleted text is indicated by ~~strikeout~~.

Amend section 1760 of Article 8 of Division 17 of Title 16 of the California Code of Regulations to read as follows:

§ 1760. Disciplinary Guidelines.

In reaching a decision on a disciplinary action under the Administrative Procedure Act (Government Code sections 11400, et seq.) the ~~h~~Board shall consider the disciplinary guidelines entitled "Disciplinary Guidelines" (Rev. ~~2/2017~~4/2024), which are hereby incorporated by reference.

Deviation from these guidelines and orders, including the standard terms of probation, is appropriate where the ~~h~~Board, in its sole discretion, determines that the facts of the particular case warrant such a deviation--the presence of mitigating factors; the age of the case; evidentiary problems.

Note: Authority cited: Sections 315, 315.2, 315.4, 4314 and 4005, Business and Professions Code; and Section 11400.20, Government Code. Reference: Sections 315, 315.2, 315.4, and 4300-4313~~4300, 4300.1, 4301, 4301.5, 4302, 4303, 4303.1, 4304, 4305, 4305.5, 4306, 4306.5, 4306.6, 4307, 4308, 4309, 4310, 4311, 4312, 4313, 4314,~~ Business and Professions Code; and Sections 11400.20 and 11425.50(e), Government Code.