

**TITLE 16: BOARD OF PHARMACY
DEPARTMENT OF CONSUMER AFFAIRS**

FINAL STATEMENT OF REASONS

Subject Matter of Proposed Regulations: Pharmacy Technician Fees

Section Affected: California Code of Regulations (CCR), Title 16, Division 17, Article 6, Amend section 1749(c)

Updated Information

The Initial Statement of Reasons is included in this rulemaking file. The information contained therein accurately reflects the position of the Board of Pharmacy (Board) regarding the amendment and adoption, respectively, of the above sections. The Initial Statement of Reasons is updated as follows:

The 45-day public comment period began on July 26, 2024, and ended on September 9, 2024. The Board's notice indicated that the Board did not intend to hold a hearing on the matter, unless requested. No request for a hearing was received by the Board during the 45-day comment period.

During the 45-day comment period, no comments were received.

Local Mandate

A mandate is not imposed on local agencies or school districts.

Small Business Impact

While the Board does not have nor does it maintain data to determine if any of its licensees (pharmacies and clinics) are a "small business", as defined in Government Code section 11342.610, the Board determined that the proposed regulatory action will not have a significant adverse economic impact on small businesses. This proposal establishes the pharmacy technician license renewal fee.

Anticipated Benefits

Protection of the public is the Board's highest priority in exercising its licensing, regulatory, and disciplinary functions. This regulatory proposal benefits the health and welfare of California residents by removing a potential barrier to continued pharmacy technician licensure (through a reduced license renewal fee) while ensuring the Board has sufficient resources to maintain its current operations (licensing, regulation, and enforcement activities) and meet its consumer protection mandate. Additionally, this proposal makes specific the Board's pharmacy technician renewal fee and delinquency fee in accordance with the recent recasting of Board fees in amended BPC section 4400.

Consideration of Alternatives

No reasonable alternative considered by the agency would be more effective in carrying out the purpose for which the regulation is proposed, as effective and less burdensome to affected private persons than the adopted regulation, or more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

The Board considered setting the pharmacy technician license renewal fee at the pre-set fee established in statute; however, the Board determined that reducing the fee from the amount pre-set in statute would help pharmacy technicians maintain licensure by removing a potential barrier to continued licensure.

Objections or Recommendations/Responses to Comments

During the public comment period from July 26, 2024 to September 9, 2024, the Board received no comments.