

**State of California
Office of Administrative Law**

In re:
Board of Pharmacy

Regulatory Action:

Title 16, California Code of Regulations

Amend sections: 1749

NOTICE OF APPROVAL OF REGULATORY
ACTION

Government Code Section 11349.3

OAL Matter Number: 2024-1008-02

OAL Matter Type: Regular (S)

This action reduces the fee for biennial renewal of a pharmacy technician license and reduces the penalty fee for failure to renew in response to changes made by Senate Bill 816 (Stats. 2023, ch. 723).

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/1/2025.

Date: November 20, 2024



Anna Thomas
Attorney

For: Kenneth J. Pogue
Director

Original: Anne Sodergren, Executive
Officer

Copy: Anne Sodergren

REGULAR

For use by Secretary of State only

STD. 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2024-0711-05	REGULATORY ACTION NUMBER 2024-1008-02S	EMERGENCY NUMBER
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY CA Board of Pharmacy			AGENCY FILE NUMBER (if any)

ENDORSED - FILED
in the office of the Secretary of State
of the State of California

NOV 20 2024
AB 1:40 PM

OFFICE OF ADMIN. LAW
2024 OCT 8 PM 5:08

A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE Pharmacy Technician Fees	TITLE(S) 16	FIRST SECTION AFFECTED 1749	2. REQUESTED PUBLICATION DATE July 26, 2024
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Anne Sodergren	TELEPHONE NUMBER 916-518-3100	FAX NUMBER (Optional) 916-574-8618
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2024, 30-2	PUBLICATION DATE 7/26/24	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Pharmacy Technician Fees	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)	ADOPT
	AMEND
	REPEAL
TITLE(S) 16	

PER AGENCY REQUEST
ALT 11/20/24

3. TYPE OF FILING			
<input checked="" type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only	
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> Other (Specify)	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input checked="" type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify)

PER AGENCY REQUEST
ALT 11/20/24

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY		
<input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input checked="" type="checkbox"/> Other (Specify) Kimberly Kirchmeyer, Director, Department of Consumer Affairs		

7. CONTACT PERSON Anne Sodergren	TELEPHONE NUMBER 916-518-3110	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) anne.sodergren@dca.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

For use by Office of Administrative Law (OAL) only
ENDORSED APPROVED
NOV 20 2024
Office of Administrative Law

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Anne Sodergren</i>	DATE Oct 2, 2024
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TYPED NAME AND TITLE OF SIGNATORY
Anne Sodergren, Executive Officer

Department of Consumer Affairs
Title 16. Pharmacy

Order of Adoption

Pharmacy Technician Fees

Amend 16 CCR § 1749(c) Fee Schedule as follows:

§ 1749. Fee Schedule.

The application, renewal, penalties, and other fees, unless otherwise specified, are hereby fixed as follows:

...

(c) The fee for the issuance of a pharmacy technician license is one hundred twenty dollars (\$120) ~~one hundred ninety-five dollars (\$195)~~. The fee for the biennial renewal of a pharmacy technician license is one hundred fifty dollars (\$150) ~~one hundred ninety-five dollars (\$195)~~. The penalty for failure to renew is seventy-five dollars (\$75) ~~ninety-seven dollars and fifty cents (\$97.50)~~.

...

NOTE: Authority cited: Sections 4005 and 4400, Business and Professions Code.
Reference: Sections 163.5, 4005, 4044.3, 4053, 4053.1, 4110, 4112, 4119.01, 4120, 4127.1, 4127.15, 4127.2, 4128.2, 4129.1, 4129.2, 4129.8, 4130, 4160, 4161, 4180, 4180.5, 4187, 4190, 4196, 4200, 4202, 4202.5, 4203, 4208, 4210, 4304, 4400, 4401 and 4403, Business and Professions Code.