

Board of Pharmacy Enforcement Statistics Fiscal Year 2016/2017

Workload Statistics July-Sept Oct-Dec Jan-Mar Apr-June Total 16/17

Complaints/Investigations

Received	792	462			1254
Closed	790	478			1268
4301 letters	4	0			4
Pending (at the end of quarter)	2441	2382			2382

Cases Assigned & Pending (by Team) at end of quarter*

Compliance / Routine Team	1063	1111			1111
Drug Diversion/Fraud	450	428			428
RX Abuse	171	143			143
Compounding	126	111			111
Probation/PRP	75	74			74
Mediation/Enforcement **	252	203			203
Criminal Conviction	304	312			312

Application Investigations

Received	154	77			231
Closed					
Approved	110	52			162
Denied	10	7			17
Total ***	147	201			348
Pending (at the end of quarter)	111	112			112

Letter of Admonishment (LOA) / Citation & Fine

LOAs Issued	114	91			205
Citations Issued	589	313			902
Total Fines Collected ****	\$447,974.15	\$360,252.80			\$808,226.95

* This figure includes reports submitted to the supervisor and cases with SI awaiting assignment.

** This figure include reports submitted to the citation and fine unit, AG referral, as well as cases assigned to enf. Staff

*** This figure includes withdrawn applications.

****Fines collected (through 11/30/2016 and reports in previous fiscal year.)

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Administrative Cases (by effective date of decision)

Referred to AG's Office*	105	50			155
Accusations Filed	73	46			119
Statement of Issues Filed	5	6			11
Petitions to Revoke Filed	4	0			4
Pending					
Pre-accusation	255	240			255
Post Accusation	278	266			278
Total*	573	532			573

Closed

Revocation					
Pharmacist	4	0			4
Intern Pharmacist	1	0			1
Pharmacy Technician	37	26			63
Designated Representative	0	0			0
Wholesaler	0	0			0
Sterile Compounding	0	0			0
Pharmacy	4	1			5

Revocation, stayed; suspension/probation

Pharmacist	1	0			1
Intern Pharmacist	0	0			0
Pharmacy Technician	0	1			1
Designated Representative	0	0			0
Wholesaler	0	0			0
Sterile Compounding	0	0			0
Pharmacy	0	0			0

Revocation, stayed; probation

Pharmacist	8	17			25
Intern Pharmacist	0	0			0
Pharmacy Technician	4	1			5
Designated Representative	0	0			0
Wholesaler	1	0			1
Sterile Compounding	0	0			0
Pharmacy	5	8			13

Surrender/Voluntary Surrender

Pharmacist	7	6			13
Intern Pharmacist	0	1			1
Pharmacy Technician	10	9			19
Designated Representative	0	0			0
Wholesaler	0	0			0
Sterile Compounding	0	0			0
Pharmacy	3	4			7

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Public Reprival/Reprimand

Pharmacist	5	2			7
Intern Pharmacist	0	0			0
Pharmacy Technician	0	0			0
Designated Representative	0	0			0
Wholesaler	0	0			0
Sterile Compounding	0	0			0
Pharmacy	0	1			1

Licenses Granted

Pharmacist	0	0			0
Intern Pharmacist	0	2			2
Pharmacy Technician	1	2			3
Designated Representative	1	0			1
Wholesaler	0	0			0
Sterile Compounding	0	0			0
Pharmacy	0	0			0

Licenses Denied

Pharmacist	0	0			0
Intern Pharmacist	0	0			0
Pharmacy Technician	3	1			4
Designated Representative	0	0			0
Wholesaler	0	0			0
Sterile Compounding	0	0			0
Pharmacy	0	0			0

Cost Recovery Requested**	\$307,270.00	\$376,617.11			\$683,887.11
Cost Recovery Collected**	\$132,381.11	\$275,441.13			\$407,822.24

* This figure includes Citation Appeals

** This figure includes administrative penalties

Immediate Public Protection Sanctions

Interim Suspension Order	0	0			0
Automatic Suspension / Based on Conviction	0	0			0
Penal Code 23 Restriction	2	2			4
Cease & Desist - Sterile Compounding	0	0			0

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Workload Statistics **July-Sept** **Oct-Dec** **Jan-Mar** **Apr-June** **Total 16/17**

Probation Statistics

Licenses on Probation

Pharmacist	176	187			187
Intern Pharmacist	3	6			6
Pharmacy Technician	37	37			37
Designated Representative	1	1			1
Pharmacy	54	55			55
Sterile Compounding	10	10			10
Wholesaler	5	5			5
Probation Office Conferences	15	26			41
Probation Site Inspections	141	55			196
Successful Completion	5	3			8
Probationers Referred to AG for non-compliance	0	0			0

As part of probation monitoring, the board requires licensees to appear before the supervising inspector at probation office conferences.

These conferences are used as 1) an orientation to probation and the specific requirements of probation at the onset,

2) to address areas of non-compliance when other efforts such as letters have failed, and 3) when a licensee is scheduled to end probation.

As of November 30, 2016.

**California State Board of Pharmacy
Citation and Fine Statistics
July 1, 2016 - November 30, 2016**

902 Citations were issued this fiscal year

Total dollar amount of fines issued this fiscal year \$1,300,225.00

Citation Breakdown by license type

Total issued	RPH with fine	RPH no fine	PHY with fine	PHY no fine	TCH with fine	TCH no fine
902	280	47	171	113	96	1

Citation Breakdown by Miscellaneous license type

Wholesalers	Exemptee's	Clinics	Drug Room	Exempt Hosp.	Hosp. Pharmacy	Misc.*	Unlicensed Premises	Unlicensed person
20	8	2	1	5	68	54	30	6

*Intern Pharmacist, Licensed Correctional Facilities, Exempt Pharmacies, Non-Resident Pharmacies, and Vet Retailers

Top Ten Violations by license type

Pharmacists	%	Pharmacies	%	Pharmacists In Charge	%
1716 - Variation from prescription	28%	1714(b) - Operational Standards and Security; pharmacy responsible for pharmacy security	30%	1714(d) - Operational Standards and Security; Pharmacist responsible for pharmacy security	38%
1714(d) - Operational Standards and Security; Pharmacist responsible for pharmacy security	26%	1716 - Variation from prescription	23%	4169(a)(1) - Prohibited Acts; Purchase, trade, sell, or transfer dangerous drugs to unlicensed person or entity...	18%
4301(g) - Unprofessional Conduct - Knowingly making or signing any certificate or other document that falsely represents the existence or nonexistence of a state of facts	9%	4113(d) - Every pharmacy shall notify the board in writing within 30 days of the date of a change in pharmacist-in-charge	13%	1716 - Variation from prescription	11%
4231(d)/1732.5 - Failure to provide documentation substantiating completion of continuing education/Renewal Requirements for Pharmacist	8%	4081(a) - Records of Dangerous Drugs and Devices Kept Open for Inspection; Maintenance of Records, Current Inventory	7%	1707.1(a)(1)(B)(2) - Duty to maintain medication profiles; a patient medication profile shall be maintained... for each prescription dispensed by the pharmacy-Prescribers name, license number, DEA regis	7%
4081(a) - Records of Dangerous Drugs and Devices Kept Open for Inspection; Maintenance of Records, Current Inventory	7%	4113(a) - Pharmacist-in-Charge: Notification to Board; Responsibilities; Every pharmacy shall designate a pharmacist-in-charge within 30 days in writing of the identity and license number of that phar	7%	4081(a) - Records of Dangerous Drugs and Devices Kept Open for Inspection; Maintenance of Records, Current Inventory	7%
11165(d)(2) - Pharmacy shall provide the following information the Department of Justice: prescriber's category of licensure and license number; federal controlled substance registration number ...	6%	4305(b) - Disciplinary Grounds: Failure of Pharmacy or Pharmacist to Notify Board of Termination of Pharmacist-in-Charge; Continuing to Operate Without Pharmacist; Operation of a pharmacy for more tha	6%	1711(d) - Quality assurance program finding shall be used to develop systems to prevent medication errors...	4%
4076(a)(4) - Prescription Container - Requirements for Labeling/The name of the prescriber...	4%	11165(d)(2) - Pharmacy shall provide the following information the Department of Justice: prescriber's category of licensure and license number; federal controlled substance registration number ...	5%	1714(b) - Operational Standards and Security; pharmacy responsible for pharmacy security	4%
4301(h) - Unprofessional Conduct – The administering to oneself, of any controlled substance, or the use of any dangerous drug or of alcoholic beverages to the extent or in a manner as to be dangerous	4%	1711(d) - Quality assurance program finding shall be used to develop systems to prevent medication errors...	3%	1764/56.10(a) - Unauthorized disclosure of prescription and medical information	3%
1761 - Erroneous or uncertain prescriptions	4%	4076(a)(4) - Prescription Container - Requirements for Labeling/The name of the prescriber...	3%	4081(a)/1718 - Records of Dangerous Drugs and Devices Kept Open for Inspection; Maintenance of Records, Current Inventory/Current Inventory Defined	3%
11200(b) - No prescription for a Schedule III or IV substance may be refilled more than five times and in an amount, for all refills of that prescription taken together, exceeding a 120-day supply...	4%	1714(c) - Operational Standards and Security; the pharmacy must be maintained in a sanitary condition	3%	11200(b) - No prescription for a Schedule III or IV substance may be refilled more than five times and in an amount, for all refills of that prescription taken together, exceeding a 120-day supply...	3%