



**California State Board of Pharmacy**

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STATE AND CONSUMER SERVICES AGENCY

DEPARTMENT OF CONSUMER AFFAIRS

GOVERNOR EDMUND G. BROWN JR.

**STATE BOARD OF PHARMACY  
DEPARTMENT OF CONSUMER AFFAIRS  
LICENSING COMMITTEE MEETING MINUTES**

**DATE:** April 12, 2013

**LOCATION:** Department of Consumer Affairs  
Headquarters Building II  
1625 N. Market Boulevard, Room 186  
Sacramento, CA 95834

**COMMITTEE MEMBERS**

**PRESENT:** Deborah Veale, RPh, Chair  
Ryan Brooks, Public Member  
Albert C.M. Wong, PharmD  
Victor Law, RPh  
Lavanza Butler,

**COMMITTEE MEMBERS**

**NOT PRESENT:** Greg Lippe, Public Member

**STAFF**

**PRESENT:** Virginia Herold, Executive Officer  
Anne Sodergren, Assistant Executive Officer  
Kristy Shellans, DCA Staff Counsel  
Carolyn Klein, Administrative Manager  
Debbie Damoth, Licensing Manager  
Debi Mitchell, Licensing & Complaint Unit Manager  
Laura Hendricks, Associate Analyst

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**Call to Order**

Chair Deborah Veale called the meeting to order at 1:06p.m.

Chair Veale conducted a roll call. Board Members Ryan Brooks, Albert Wong, Victor Law, and Lavanza Butler were present.

Board President Stan Weisser was in attendance in the audience.

1. **Licensing Committee Meeting Dates for the Remainder of 2013: May 28, September 24 and December 11.**

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Chair Veale identified the remainder meeting dates for the Licensing Committee and directed members to place these dates in their calendars.

**2. Staff Recommendations for Regulation Changes to Require or Standardize the Reporting of Convictions and Discipline at the Time of Renewal for Pharmacists, Pharmacy Technicians and Designated Representatives.**

Relevant Statutes and Regulations

Business and Professions Code Section 4036 provides the definition for “pharmacist” and specifies that the holder of an unexpired and active pharmacist license is entitled to practice pharmacy as defined in pharmacy law.

Business and Professions Code Section 4022.5 provides the definition of “designated representative” and Business and Professions Code Section 4038 provides the definition of a pharmacy technician.

California Code of Regulations Section 1702 details the fingerprint and criminal conviction requirements that are currently required as a condition of renewal for a pharmacist.

Background

As part of the Consumer Protection Enforcement Initiative in 2008/2009, the board undertook review and evaluation of several areas of its enforcement and licensing functions to identify areas where the board could improve its ability to ensure it received or had access to information necessary to make appropriate licensing decisions as well as ensure it received relevant information to initiate investigations and take appropriate action to better protect consumers.

As part of this effort the board sought new regulatory authority to require fingerprinting of pharmacists that had not previously submitted fingerprints to the Department of Justice in an electronic format. To augment this effort, the board also sought to require as a condition of renewal, that a pharmacist also self-report any convictions. These changes took effect in December 2010. At the time the board adopted the changes, they requested that similar provisions be implemented for pharmacy technicians and designated representatives.

Staff Recommendations

Staff recommends the Licensing Committee members review and discuss the proposed language and recommend to the full board initiation of a follow-up regulation that will make changes to the existing pharmacist renewal as well as place similar renewal requirements on pharmacy technician and designative representatives. The proposed changes to the pharmacist renewal include:

- Disclosure of disciplinary action
- Removing reference to the implementation date
- Clarifying that disclosure of criminal conviction information and disciplinary action is for action taken since the last renewal of the license.

For the committee's reference, is the draft regulation language to facilitate both as well as an excerpt from the board meeting in October 2009.

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**Title 16. Board of Pharmacy  
Proposed Language**

**To Amend Section 1702 of Article 5 of Division 17 of Title 16 of the California Code of Regulations to read as follows:**

**1702. Pharmacist Renewal Requirements**

(a) A pharmacist applicant for renewal who has not previously submitted fingerprints as a condition of licensure or for whom an electronic record of the licensee's fingerprints does not exist in the Department of Justice's criminal offender record identification database shall successfully complete a state and federal level criminal offender record information search conducted through the Department of Justice by the licensee's or registrant's renewal date ~~that occurs on or after December 7, 2010.~~

(1) A pharmacist shall retain for at least three years as evidence of having complied with subdivision (a) either a receipt showing that he or she has electronically transmitted his or her fingerprint images to the Department of Justice or, for those who did not use an electronic fingerprinting system, a receipt evidencing that his or her fingerprints were recorded and submitted to the Board.

(2) A pharmacist applicant for renewal shall pay, as directed by the Board, the actual cost of compliance with subdivision (a).

(3) As a condition of petitioning the board for reinstatement of a revoked or surrendered license, or for restoration of a retired license, an applicant shall comply with subdivision (a).

(4) The board may waive the requirements of this section for licensees who are actively serving in the United States military. The board may not return a license to active status until the licensee has complied with subdivision (a).

(b) As a condition of renewal, a pharmacist applicant shall disclose on the renewal form whether he or she has been convicted, as defined in Section 490 of the Business and Professions Code, of any violation of the law in this or any other state, the United States, or other country, since the last renewal of the license. ~~omitting~~ Traffic infractions under ~~\$300~~ \$500 not involving alcohol, dangerous drugs, or controlled substances do not need to be disclosed.

(c) As a condition of renewal, a pharmacist applicant shall disclose on the renewal form any disciplinary action against any license issued to the applicant by a government agency since the last renewal of the license.

(d) Failure to provide all of the information required by this section renders an application for renewal incomplete and the board shall not renew the license and shall issue the applicant an inactive pharmacist license. An inactive pharmacist license issued pursuant to this section may only be reactivated after compliance is confirmed for all licensure renewal requirements.

Authority cited: Sections 4001.1 and 4005, Business and Professions Code. Reference: Sections 490, 4036, 4200.5, 4207, 4301, 4301.5 and 4400, Business and Professions Code; and Sections 11105(b)(10) and 11105(e), Penal Code.

**To Add Section 1702.1 of Article 5 of Division 17 of Title 16 of the California Code of Regulations to read as follows:**

**1702. 1 Pharmacy Technician Renewal Requirements**

(a) A pharmacy technician applicant for renewal who has not previously submitted fingerprints as a condition of licensure or for whom an electronic record of the licensee's fingerprints does not exist in the Department of Justice's criminal offender record identification database shall successfully

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complete a state and federal level criminal offender record information search conducted through the Department of Justice by the licensee's or registrant's renewal date that occurs on or after July 1, 2014.

(1) A pharmacy technician shall retain for at least three years as evidence of having complied with subdivision (a) either a receipt showing that he or she has electronically transmitted his or her fingerprint images to the Department of Justice or, for those who did not use an electronic fingerprinting system, a receipt evidencing that his or her fingerprints were recorded and submitted to the Board.

(2) A pharmacy technician applicant for renewal shall pay, as directed by the Board, the actual cost of compliance with subdivision (a).

(3) As a condition of petitioning the board for reinstatement of a revoked or surrendered license an applicant shall comply with subdivision (a).

(4) The board may waive the requirements of this section for licensees who are actively serving in the United States military.

(b) As a condition of renewal, a pharmacy technician applicant shall disclose on the renewal form whether he or she has been convicted, as defined in Section 490 of the Business and Professions Code, of any violation of the law in this or any other state, the United States, or other country, since the last renewal of the license. Traffic infractions under \$500 not involving alcohol, dangerous drugs, or controlled substances do not need to be disclosed.

(c) As a condition of renewal, a pharmacy technician applicant shall disclose on the renewal form any disciplinary action against any license issued to the applicant by a government agency since the last renewal of the license.

(d) Failure to provide all of the information required by this section renders an application for renewal incomplete and the board shall not renew the license.

Authority cited: Sections 4001.1 and 4005, Business and Professions Code. Reference: Sections 490, 4038, 4115, 4202, 4207, 4301, 4301.5 and 4400, Business and Professions Code; and Sections 11105(b)(10) and 11105(e), Penal Code.

**To Amend Section 1702.2 of Article 5 of Division 17 of Title 16 of the California Code of Regulations to read as follows:**

**1702. 2 Designated Representative Renewal Requirements**

(a) A designated representative applicant for renewal who has not previously submitted fingerprints as a condition of licensure or for whom an electronic record of the licensee's fingerprints does not exist in the Department of Justice's criminal offender record identification database shall successfully complete a state and federal level criminal offender record information search conducted through the Department of Justice by the licensee's or registrant's renewal date that occurs on or after July 1, 2014.

(1) A designated representative shall retain for at least three years as evidence of having complied with subdivision (a) either a receipt showing that he or she has electronically transmitted his or her fingerprint images to the Department of Justice or, for those who did not use an electronic fingerprinting system, a receipt evidencing that his or her fingerprints were recorded and submitted to the Board.

(2) A designated representative applicant for renewal shall pay, as directed by the Board, the actual cost of compliance with subdivision (a).

(3) As a condition of petitioning the board for reinstatement of a revoked or surrendered license an applicant shall comply with subdivision (a).

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(4) The board may waive the requirements of this section for licensees who are actively serving in the United States military.

(b) As a condition of renewal, a designated representative applicant shall disclose on the renewal form whether he or she has been convicted, as defined in Section 490 of the Business and Professions Code, of any violation of the law in this or any other state, the United States, or other country, since the last renewal of the license. Traffic infractions under \$500 not involving alcohol, dangerous drugs, or controlled substances do not need to be disclosed.

(c) As a condition of renewal, a designated representative applicant shall disclose on the renewal form any disciplinary action against any license issued to the applicant by a government agency since the last renewal of the license.

(c) Failure to provide all of the information required by this section renders an application for renewal incomplete and the board shall not renew the license.

Authority cited: Sections 4001.1 and 4005, Business and Professions Code. Reference: Sections 490, 4022.5, 4053, 4207, 4301, 4301.5 and 4400, Business and Professions Code; and Sections 11105(b)(10) and 11105(e), Penal Code.

#### Discussion

Chair Veale referenced the language provided in the meeting materials and then asked if members had any questions or concerns. Ryan Brooks supports staff's proposals. He requested clarity about the types of arrest and convictions that need to be reported (e.g. arrests that are expunged).

Anne Sodergren provided clarification on the board's authority to request all criminal background information. She explained there is language in the applications that explains to applicants the type of criminal conviction and disciplinary action being requested. Ms. Sodergren will research if this same type of language could be included on the renewal application to further clarify the type of criminal and disciplinary action the board is requesting.

Kristy Shellans, expressed her concerns the impact this will have on Department of Justice and the possible fiscal impact this will have on the board. Ms. Sodergren explained the number of licensed pharmacy technicians and designated representatives that will need to be fingerprinted again is not as large as the number of pharmacist that recently had to be fingerprinted as a condition of renewal and indicated the board will absorb the fiscal impact as it should be minimal.

#### Action Item

Chair Veale directed staff to determine the number of pharmacy technicians and designated representatives that will require retro fingerprinting and to provide information relating to the cost associated, if any to the board at the next Licensing Committee Meeting.

Staff will refine the language and pull the stats on the number of licensees that will be required to do this to assess the economic impact.

### **3. Staff Recommendation for Regulation Changes to Require Site Licenses to Report Disciplinary Actions by Other Entities at Time of Renewal.**

#### Relevant Statutes and Regulations

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Business and Professions Code Section 4112 provides for the regulation of a pharmacy located outside of California that ships, mails, or delivers, in any matter, controlled substances, dangerous drugs, or dangerous devices into this state.

Business and Professions Code Section 4161 provides for the regulation of a wholesaler located outside of California that ships, sells, mails, or delivers dangerous drugs or devices into this state or that sells, brokers or distributes such products.

Background

As part of the requirements for initial licensure as either a nonresident pharmacy or nonresident wholesaler an applicant must hold a current license in the resident state. Prior to issuance of a CA license, such applicants provide the board with license verification from the resident state that provides our board with confirmation of the current standing with the other state board as well as notification if the license has been disciplined.

This information is very valuable when making a licensing decision; however it only provides information at the time of licensure.

Staff Recommendations

Staff recommends the Licensing Committee members review and discuss the proposed language and recommend to the board full board, initiation of a rulemaking that would require, as a condition of renewal, disclosure of any disciplinary action taken against the entity in its home state.

Following is the draft language that could be used to facilitate implementation of such a requirement.

**Title 16. Board of Pharmacy  
Proposed Language**

**To Amend Section 1702 of Article 5 of Division 17 of Title 16 of the California Code of Regulations to read as follows:**

**1709. Names of Owners and Pharmacist in Charge, Renewal Requirements.**

(a) Each permit to operate a pharmacy shall show the name and address of the pharmacy, the form of ownership (individual, partnership or corporation) and the pharmacist-in-charge. Each pharmacy shall, in its initial application on the annual renewal form, report the name of the pharmacist-in-charge, the names of all owners and the names of the corporate officers (if a corporation). Any changes in the pharmacist-in-charge, or the owners, or corporate officers shall be reported to the Board within 30 days.

(1) Any license issued to operate a pharmacy as authorized in Business and Professions Code Section 4112, shall also report any disciplinary action taken by any government agency since the last renewal of the license.

(b) Any transfer, in a single transaction or in a series of transactions, of 10 percent or more of the beneficial interest in a business entity licensed by the board to a person or entity who did not hold a beneficial interest at the time the original permit was issued, shall require written notification to the board within 30 days.

(c) The following shall constitute a transfer of permit and require application for a change of ownership: any transfer of a beneficial interest in a business entity licensed by the board, in a single

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transaction or in a series of transactions, to any person or entity, which transfer results in the transferee's holding 50% or more of the beneficial interest in that license.

Authority cited: Section 4005, Business and Professions Code. Reference: Sections 4058, 4101, 4111, 4112, 4113, 4120, 4124, 4130, 4133, 4141, 4149, 4160, 4161, 4196, 4201, 4304, 4305 and 4330, Business and Professions Code

**1785. Disclosure of Discipline, Renewal.**

Any license issued to operate a nonresident wholesaler shall report any disciplinary action by any government agency since the last renewal of the license. Failure to provide information required by this section renders the application for renewal incomplete and the board shall not renew the license.

Authority cited: Section 4005, Business and Professions Code. Reference: Sections 4161, 4300, 4301, Business and Professions Code

Discussion

Chair Veale referenced the language provided in the meeting materials and then asked if members or the public had any questions or concerns. Ryan Brooks supports the proposed language.

Steve Gray from Kaiser sought clarification on which site licenses would be impacted by this provision. Dr. Gray also asked the committee to clarify what types of action should be reported (e.g. disciplinary and/or citation and fines). Is the board also seeking information from other government agencies that may have taken some type of action? He stated how the proposed language reads is unclear if this would also affect corporate action.

Ms. Sodergren provided clarification that the intent of the language is for a nonresident wholesaler and nonresident pharmacy to disclose any disciplinary action on the renewal that occurred within the last renewal period.

Ms. Shellans explained the meaning of disciplinary action vs. citations and fines imposed on a license. A license that has been disciplined is imposed by a state regulatory agency and has restrictions imposed on the license which prevents the licensee to perform a certain task.

Action Item: Chair Veale directed staff to refine the language and to clarify exactly what staff is requesting the licensee provide for the members to review at the next Licensing Committee Meeting.

**4. Proposed Amendment to California Business and Professions Code section 4053 Regarding the Qualifying Experience of Designated Representatives.**

Relevant Statutes and Regulations

Business and Professions Code Section 4053 provides authority to the board to issue a designated representative license to an individual that meets specified criteria. This section also specifies that an individual licensed as such is responsible for protection of public health and safety in the handling, storage and shipment of dangerous drugs and devices in a wholesaler or veterinary food animal drug retainer.

Background

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Current pharmacy law establishes the requirements for licensure as follows:

- a. High school graduation or equivalent
- b. One year paid work experience within the past three years OR  
Meet all of the prerequisites to take the pharmacist licensure examination
- c. Completion of a training program

The board is currently seeking changes to this section of law through an omnibus proposal to clarify that the experienced required above is earned in a licensed facility.

Staff Recommendations

Staff recommends the Licensing Committee members review and discuss the proposed language and recommend to the full board, consideration of one additional change to this section of pharmacy law to waive the training program for an individual that meets the requirements to take pharmacist licensure examination. By law, such an individual would have either a BS or PharmD in Pharmacy as well as at least 1500 hours of intern experience.

Following is the draft language that could be used to facilitate implementation of such a requirement. As presented, the language in single underscore is the language currently approved and incorporated into omnibus bill. The language with a double underscore reflects the new language for committee consideration.

**4053. Designated Representative to Supervise Wholesaler or Veterinary Food-Animal Drug Retailer**

(a) Notwithstanding Section 4051, the board may issue a license as a designated representative to provide sufficient and qualified supervision in a wholesaler or veterinary food-animal drug retailer. The designated representative shall protect the public health and safety in the handling, storage, and shipment of dangerous drugs and dangerous devices in the wholesaler or veterinary food-animal drug retailer.

(b) An individual may apply for a designated representative license. In order to obtain and maintain that license, the individual shall meet all of the following requirements:

(1) He or she shall be a high school graduate or possess a general education development certificate equivalent.

(2) He or she shall have a minimum of one year of paid work experience in a licensed pharmacy, drug wholesaler, drug distributor or drug manufacturer, in the past three years, related to the distribution or dispensing of dangerous drugs or dangerous devices ~~or meet all of the prerequisites to take the examination required for licensure as a pharmacist by the board.~~

(3) He or she shall complete a training program approved by the board that, at a minimum, addresses each of the following subjects:

(A) Knowledge and understanding of California law and federal law relating to the distribution of dangerous drugs and dangerous devices.

(B) Knowledge and understanding of California law and federal law relating to the distribution of controlled substances.

(C) Knowledge and understanding of quality control systems.

(D) Knowledge and understanding of the United States Pharmacopoeia standards relating to the safe storage and handling of drugs.

(E) Knowledge and understanding of prescription terminology, abbreviations, dosages and format.

(4) An individual that satisfies all of the prerequisite requirements to take the pharmacist licensure examination is exempt from the requirements of paragraphs (2) and (3).

(4) (5)The board may, by regulation, require training programs to include additional material.



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- (5) (6) The board may not issue a license as a designated representative until the applicant provides proof of completion of the required training to the board.
- (c) The veterinary food-animal drug retailer or wholesaler shall not operate without a pharmacist or a designated representative on its premises.
- (d) Only a pharmacist or a designated representative shall prepare and affix the label to veterinary food-animal drugs.
- (e) Section 4051 shall not apply to any laboratory licensed under Section 351 of Title III of the Public Health Service Act (Public Law 78-410).

Discussion

Chair Veale referenced the language provided in the meeting materials and provided an overview of the proposal.

Ms. Sodergren explained the proposal and why it is being brought to the committee to allow a person who has graduated from a college of pharmacy to qualify for a designated representative license as their educational training is far more extensive than the required one year of training.

Steve Gray from Kaiser requested the members consider adding the requirement that a person must be a minimum of 18 years of age as the law will not permit an under aged person to sign a waiver to provide any conviction information and cannot attain arrest records if under the age of 18, which could result in a potential public safety issue.

Motion

To accept staff recommendation and further amend to require a minimum of 18 years of age.

M/S: Brooks/Law

Discussion: Ryan Brooks questioned the need for the language to specifically state 18 years of age. Ms. Herold provided additional comments on the role of a designated representative and explained one of the ways the board ensure the business is viable is by requiring a surety bond of one hundred thousand dollars.

Amended Motion

To accept staff's recommendation and include in the language the requirement that a designative representative must be 18 years of age and to keep the training a minimum of one year.

M/S: Brooks/Law

Support: 5    Oppose: 0    Abstain: 0

**5. Review of Request from Det Norske Veritas (DNV) to Renew Board of Pharmacy Approval as an Accreditation Agency for Licensed Sterile Injectable Compounding Pharmacies.**

Relevant Statutes

Business and Professions Code Sections 4127 – 4127.8 provides for the regulation of pharmacies that compound sterile injectable drug products in a pharmacy. Pharmacy law creates an exemption

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from the licensure requirements for a pharmacy that is accredited by a private accreditation agency approved by the board (B&PC 4127.1 (d) and 4127.2 (c).)

Background

For the past several years the board has been discussing several elements of pharmacies that compound sterile injectable products, including the requirements for private accreditation agencies. As part of the current approval process, such agencies apply to the board for consideration and approval by the board.

Det Norske Veritas (DNV) was previously approved by the board for a three year period. This approval will expire later this year. As such DNV has submitted a new request to the board. Regrettably because this meeting was rescheduled, a representative from DNV is unable to attend the committee meeting. Board staff will continue to work with DNV and will be prepared to discuss their request during the full board meeting scheduled later this month.

Discussion

Chair Veale reviewed the information provided in the meeting materials and informed the members that DNV was not able to attend since the meeting had been rescheduled and they had a conflict with the new meeting date.

Motion

To recommend to the board at the April board meeting to allow DNV a three month extension to allow for them to present before the committee in May.

M/S: Law/Wong

Support: 5    Oppose: 0    Abstain: 0

**6. Update and Discussion on Implementation of BreEZe and Its Potential Impact on License Applications and Renewals.**

Chair Veale reported over the past several years, the board has been apprised of the status of implementation of the new computer system, BreEZe, through the board's Organizational Development Committee. This will continue to be the case; however board staff would like to also advise the committee about the upcoming transition to the new system by some of the boards within DCA.

As the committee may be aware, as part of the implementation strategy used by the DCA to deploy this new system, boards and bureaus within the department are transitioning to this new system in three releases. While our board is scheduled for the second release, we will be impacted during the actual cut over time period for those programs in release one. Specifically, it is anticipated that several of the board's licensing functions will be on hold for about four to six days. During this time applications cannot be processed and licenses cannot be renewed. We have been advised that the cut over is scheduled for mid-May.

Chair Veale discussed the impact to staff and the board on the systems being down during this period.

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Victor Law expressed his concerns how this may impact the processing of the graduating pharmacist applications.

Steve Gray from Kaiser asked about additional information about when licensees expire and how this could affect their renewal. Dr. Gray suggested that we reach out to CDPH and other regulators to notify of this situation.

Ms. Herold reported the board will send out subscription alerts advising licensees to renew their license early during this timeframe. The implementation of the new system must take place and the timeframe of four to six days with the systems being down is unavoidable. She has indicated she will be the point person to address concerns by these regulators.

**7. Accreditation Reviews Planned During 2013 of California Schools by the Accreditation Council for Pharmacy Education.**

Chair Veale reported all schools of pharmacy in the United States are accredited by one body, the Accreditation Council for Pharmacy Education (ACPE).

Schools of pharmacy are visited according to a schedule developed by ACPE. Typically a California board member is invited to participate as an observer during accreditation visits of California schools of pharmacy by the ACPE. As the board learns the schedule of which school is undergoing review, typically Board President Weisser asks several board members if one of them would be interested in participating in this review as an observer.

This year, two California schools are under review. California Northstate was reviewed in April, and UCSF will be evaluated in the fall.

Board Member Kajioka participated as an observer at California Northstate; President Weisser will participate as an observer at UCSF.

Ms. Herold advised the committee about six additional pharmacy schools that are in various stages of accreditation.

Board President, Stan Weisser, reported he has participated as an observer at a couple of schools and he recommends that other board members participate as an observer as well because the experience is very valuable to understand the accreditation process.

**8. Results of CE Audits.**

Chair Veale reported California law requires pharmacists to complete 30 hours of continuing education every two years (except for the first renewal). The board currently licenses approximately 40,000 pharmacists.

As an alternative to having each pharmacist submit proof of completion of 30 hours of continuing education credit, California requires every pharmacist at time of renewal to sign a portion of the renewal application as following:

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I successfully completed the hours of continuing education for renewal. I completed \_\_\_\_ hours of CE during my last renewal period.

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct.

Signature \_\_\_\_\_

Date \_\_\_\_\_

Every year, the board audits a number of pharmacists who certify they have completed the required CE. During these audits, not all pharmacists are able to provide proof that they have completed the CE they reported.

During the last two years, CE audit stats when summarized are:

OVERALL:                   422 audits were completed:  
  340 Passed (80.6 percent)  
  82 Failed (19.4 percent)

Of the 82 who failed:  
                                  55 later became compliant (67.1 percent)  
                                  27 failed and became inactive (32.9 percent)

Those who failed were cited and fined.

By each year, the summary stats:

	AUDITS			RESULTS		Of those who initially failed: FINAL OUTCOME	
	Initiated	Completed	Pending	Pass	Fail	Became Compliant	Remained Non-Compliant
<b>2011</b>	198	198	0	159 (80.3%)	39 (19.7%)	25 (64.1%)	14 (35.9%)
<b>2012</b>	226	224	2	181 (80.8%)	43 (19.2%)	30 (69.8%)	13 (32.2%)

Victor Law asked about the use of the National Associate of Boards of Pharmacy (NABP) continuing education program for reporting compliance with continuing education.

Ms. Herold discussed the limitations on the NABP's system and indicated currently that system only collects continuing education information that is Accreditation Council for Pharmacy Education (ACPE) approved. Our law allows for continuing education approved by other boards as well as continuing education granted by the board. The NABP's system does not report on these types of approved continuing education in their system.

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**9. Review of Statistics regarding Discipline and License Denial of Pharmacy Technicians.**

At this meeting at the request of President Weisser, the committee will begin review of statistics regarding the number of pharmacy technicians who are formally disciplined following licensure, are denied licensure at time of application, or who are issued a probationary license. We will also report statistics on those who are issued permits, placed on probation and then surrender their licenses.

Chair Veale provided an overview of the item and referenced the statistics on the discipline and license denial of pharmacy technician's report that was handed out at the meeting.

Mr. Brooks requested the committee discuss the issue of medical marijuana as well as licensees the board is placing on probation and why.

Ms. Shellans explained the topic of medical marijuana will need to be placed on a future agenda in order for the committee to discuss this issue as it is not noticed on this agenda.

Ms. Herold reported these statistics were placed on this agenda for the committee to review the disciplinary cost associated with pharmacy technicians.

Dr. Wong asked if the board can reach out to the pharmacy technician schools to provide guidelines to prevent people with certain types of arrests and convictions from being able to enroll in a pharmacy program.

Ms. Herold reported there are various methods that a person can qualify for a pharmacy technician license and the board reviews each applicant's arrest and conviction independently.

**Action**

To add on a future agenda the legal discussion on the basis for denial.

**10. Competency Committee Report.**

**California Practice Standards and Jurisprudence Examination for Pharmacists (CPJE)**

The board instituted a quality assurance review of the CPJE effective April 1, 2013. This process is done periodically to ensure the reliability of the examination. As of the date of this report, the quality assurance review is still under review. Based on historical patterns, the board anticipates results being released approximately May or June 2013. The board encourages all qualified applicants to continue to schedule and take the CPJE exam. The greater the number of applicants who take the exam during this review period, the sooner results can be released.

**Examination Development**

Competency Committee workgroups will continue to conduct examination development meetings during the spring of 2013.

No public comment was provided.

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**11. Licensing Statistics.**

**Licensing Statistics for July 2012 – February 2013**

Chair Veale reported on the licensing statistics for July 2012 to February 2013. During these past eight months, the board received over 10,800 applications and issued over 9,500 licenses. The number of applications received decreased over 8% and the number of licenses issued decreased over 3% when compared to the same time periods last fiscal year.

No public comment was provided.

**12. Public Comment for Items Not on the Agenda\***

No public comment was provided.

Chair Veale adjourned the meeting at 2:20 p.m.