

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4729:1-5-02

Rule Type: New

Rule Title/Tagline: Continuing Education Requirements for Pharmacists.

Agency Name: State Board of Pharmacy

Division:

Address: 77 South High Street Room 1702 Columbus OH 43215-6126

Contact: Cameron McNamee

Email: cameron.mcnamee@bop.ohio.gov **Phone:** 614-466-7322

I. Rule Summary

1. Is this a five year rule review? No
 - A. What is the rule's five year review date?
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 119.03
4. What statute(s) grant rule writing authority? 4729.26
5. What statute(s) does the rule implement or amplify? 4729.12, 4729.13, 4729.15
6. What are the reasons for proposing the rule?

This rule is necessary to promote the public's safety. Without this regulation, the State of Ohio Board of Pharmacy would not be able to provide uniform requirements for pharmacy professionals to obtain continuing education.

7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.

Establishes continuing education requirements for pharmacists.

8. Does the rule incorporate material by reference? Yes

9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**

This rule references the Ohio Revised Code and/or the Ohio Administrative Code. The O.R.C. and O.A.C. are generally available in libraries and on the internet to persons who reasonably can be expected to be affected by the rule.

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Removed reference to paragraph (A)(4) in paragraph (A)(1) of the rule, as this paragraph does not exist.

Updates paragraph (F)(2)(b) to ensure that CEUs must be obtained within 2 years not one year.

II. Fiscal Analysis

11. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

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Not Applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

The cost of this rule will be the cost incurred by the pharmacist to obtain continuing education (CE). While CE cost varies, the Board and other providers do offer no-cost CEs to licensees.

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

III. Common Sense Initiative (CSI) Questions

15. Was this rule filed with the Common Sense Initiative Office? Yes

16. Does this rule have an adverse impact on business? Yes

A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No

B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? Yes

Violation of this rule may result in administrative discipline for a licensee/registrant. Discipline might include reprimand, denial of a license, suspension of a license, required course work (pharmacists/interns/technicians), monetary fine and/or revocation of a license.

C. Does this rule require specific expenditures or the report of information as a condition of compliance? Yes

Pharmacists may be required to submit proof of continuing education upon request of the Board.