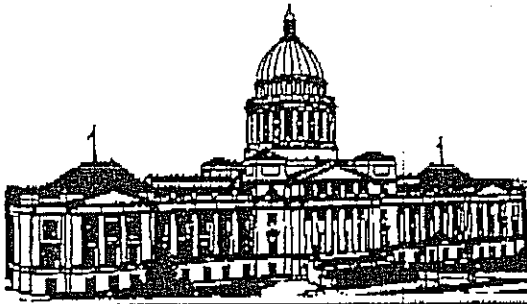


ARKANSAS REGISTER

Transmittal Sheet



Sharon Priest
Secretary of State
State Capitol Room 017
Little Rock, AR 72201-1094

For Office Use Only: Effective Date 8/15/97 Code Number 070.00.97--003

Name of Agency Arkansas State Board of Pharmacy

Department _____

Contact Person John T. Douglas, P.D.

Statutory Authority for Promulgating Rules §17-92-205 A

Intended Effective Date	REGULATION 59	Date
<input type="checkbox"/> Emergency	Legal Notice Published	<u>5/21, 28/97</u>
<input type="checkbox"/> 20 Days After Filing	Final Date for Public Comment	<u>6/04, 11/97</u>
<input checked="" type="checkbox"/> Other	Filed With Legislative Council	<u>6/19/97</u>
<u>8/15/97</u>	Reviewed by Legislative Council	<u>5/28/97</u>
	Adopted by State Agency	<u>7/03/97</u>
		<u>6/19/97</u>

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with Act 434 of 1967 As Amended.

John T. Douglas P.D.
Signature

Executive Director
Title

July 17, 1997
Date

FILED
AR. REGISTER DIV.
97 JUL 21 AM 9:19
SHARON PRIEST
SECRETARY OF STATE
STATE OF ARKANSAS

ARKANSAS STATE BOARD OF PHARMACY

GARY BOONE, P.D., President

Mena

FRANK COLE, P.D., Vice President

Jonesboro

TOM WOOD, P.D., Secretary

Judsonia

GARRY ENDERLIN, P.D., Member

Conway



LARRY AUTRY, P.D., Member

DeQueen

LENORA NEWSOME, P.D., Member

Smackover

MARTHA MARSHALL, Ph.D.,

Public Member -- Cabot

CECIL SHUFFIELD, D.Ed.

Public Member -- Little Rock

**JOHN T. DOUGLAS, P.D.
EXECUTIVE DIRECTOR**

July 17, 1997

Ms. Sharon Priest
Secretary of State
State Capitol
Little Rock, AR 72201

Dear Ms. Priest:

Enclosed are transmittal sheets for Board of Pharmacy Regulation 33, 34, and 59. These regulations have been promulgated and reviewed by Legislative Council. It is very important, however, that these regulations go into effect by August 15, 1997.

We will also appreciate receiving a certified copy of each regulation which has been dated and stamped by your office. If these copies could show the effective date, it would be appreciated.

Thank you in advance for your cooperation.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sheila Castin".

Sheila Castin
Assistant Director/Fiscal Officer

ssc

enc.

FILED
AR. PHARMACY DIV.
97 JUL 21 AM 9:19
SHARON PRIEST
SECRETARY OF STATE
STATE OF ARKANSAS
BY _____

FILED
ARL REGISTER DIV.
97 JUL 21 AM 9:19

59. Fees

The fees charged by the Arkansas State Board of Pharmacy for the various examinations, permits, licenses, certificates, and books issued by the Board shall be as follows:

- (1) The fee for examination to become a licensed pharmacist shall be ~~twenty-five~~ dollars (\$25.00) plus the actual cost of the examination;
- (2) The fee for a license as a licensed pharmacist from another state by reciprocity (license transfer) shall be two-hundred dollars (\$200.00);
- (3) The fee for the initial license and renewal of a license as a licensed pharmacist shall be ~~fifty dollars (\$50.00)~~ seventy-five dollars (\$75.00);
- (4) The fee for issuance of a permit for the first time to operate an in-state pharmacy or drug store shall be ~~two-hundred dollars (\$200.00)~~ three-hundred dollars (\$300.00); ~~(5) The fee for annual renewal of a permit to operate an in-state pharmacy or drugstore shall be one-hundred fifty dollars (\$100.00) (\$150.00);~~
- ~~(6)(5)~~ When there is a change of ownership of an in-state pharmacy or drug store, a new permit must be obtained, and the fee shall be one-hundred fifty dollars ~~(\$100.00) (\$150.00)~~;
- ~~(6)~~ The fee for issuance of a permit for the first time to operate an out-of-state pharmacy or drugstore shall be three hundred dollars (\$300.00). The fee for annual renewal of a permit to operate an out-of-state pharmacy or drugstore shall be one hundred fifty dollars (\$150.00). When there is a change in ownership in an out-of-state pharmacy or drug store, a new permit must be obtained, and the fee shall be one hundred fifty dollars (\$150.00)
- (7) The fee for a certificate as a licensed pharmacist shall be ten dollars (\$10.00);
- (8) The fee for certifying grades in connection with an application for reciprocity (license transfer) shall be ten dollars (\$10.00);
- (9) The fee for issuance of, and annual renewal of, a license as a wholesale dealer under the Arkansas Prophylactic Law, § 20-63-101 et seq., shall be ~~twenty-five~~ thirty-five dollars ~~(\$25.00) (\$35.00)~~;
- (10) The fee for issuance of, ~~and the annual renewal of,~~ a hospital pharmaceutical service permit shall be ~~one-hundred~~ three-hundred dollars ~~(\$100.00) (\$300.00)~~, and the fee for the annual renewal of a hospital pharmaceutical service permit shall be one hundred fifty dollars (\$150.00). When there is a change of ownership of a hospital pharmacy, a new permit must be obtained and the fee shall be \$150.00. ~~The permit shall expire on December 31 of each year;~~
- (11) The fee for issuance of, and the annual renewal of, an institutional pharmaceutical services permit shall be ~~twenty~~ thirty-five dollars ~~(\$20.00) (\$35.00)~~. ~~The permit shall expire on December 31 of each year;~~
- (12) The fee for issuance of, ~~and the annual renewal of,~~ and the reinstatement of a nursing home pharmacy consultant permit shall be ~~twenty-thirty-five~~ thirty-five dollars ~~(\$20.00) (\$35.00)~~. ~~The permit shall expire on December 31 of each year;~~
- (13) The fee for intern ~~licensureregistration~~ shall be ~~twenty~~ fifteen dollars ~~(\$20.00) (\$15.00)~~ per year;

- (14) The fee for change of pharmacist in charge of any pharmacy, or change of consultant pharmacist in charge of any institution shall be ~~twentythree-five dollars (\$25.00);~~ **thirty-five dollars (\$35.00);**
- (15) The fee for reinstatement of a pharmacist licensure shall be ~~fifty~~ **seventy-five** dollars ~~(\$50)~~ **(\$75.00)** for each delinquent year up to a maximum of ~~two~~ **three**-hundred dollars ~~(\$200)~~ **(\$300.00)** ~~plus the fee for the current year's license;~~
- (16) The fee for the Board of Pharmacy law book shall be twenty-five dollars (\$25.00) except to interns on initial licensure, and applicants for reciprocity, on a one-time basis. A copy of each edition as revised shall be provided free to each pharmacy permit holder;
- (17) The fee for a change of location inspection shall be one-hundred dollars (\$100.00);
- (18) The penalty for late payment of renewal of ~~a pharmacist, pharmacy, wholesaler distributor of legend drugs and/or controlled substances, supplier of medical equipment, legend devices, and/or medical gas, hospital pharmacy, institutional and nursing home consultant permits~~ any permit, license, registration or certificate shall be twenty dollars (\$20.00) per month from February 1, provided that if the renewal is unpaid by April 1 of any year, the license shall be null and void; beginning the first day of the second month after expiration, provided that if the renewal is not paid by the first day of the fourth month after expiration, the license shall be null and void;
- (19) The fee for issuance of a Wholesale Distributor of Legend Drugs and/or Controlled Substances permit shall be ~~two~~ **three**-hundred dollars ~~(\$200)~~ **(\$300.00)**, and annual renewal shall be one-hundred ~~fifty~~ **fifty** dollars ~~(\$100)~~ **(\$150.00)**, provided that if the renewal is unpaid by December 31, of any year, the permit will expire. When there is a change in ownership of a wholesale distributor of legend drugs and/or controlled substances, a new permit must be obtained and the fee shall be one hundred fifty dollars (\$150.00). Penalties for late payment are defined in section 18 of this regulation;
- (20) The fee for issuance of a permit to ~~operate as a supplier of~~ sell, rent, offer to sell, or rent directly to patients in this state any home medical equipment, legend devices, and/or medical gasses shall be two-hundred ~~fifty~~ **fifty** dollars ~~(\$200)~~ **(\$250.00)**, and annual renewal fee shall be one-hundred ~~twenty-five~~ **twenty-five** dollars ~~(\$100)~~ **(\$125.00)**. provided that, if the renewal is unpaid by December 31 of any year, the permit will expire. Penalties for late payment are defined in section 18 of this regulation;
- (21) The fee for issuance of a temporary permit for pharmacist on active duty in a branch of the armed forces shall be \$25 and shall be administered as defined in regulation 13.
- (22) The registration fee for a pharmacy technician (pharmacist assistant) ~~certified and/or registered~~ shall be ~~thirty-five dollars~~ **\$25** ~~(\$35.00)~~ **(\$35.00)**. The reinstatement fee for a pharmacist's assistant ~~certified and/or registered~~ shall be ~~thirty-five dollars~~ **thirty-five dollars** ~~(\$35.00)~~ **(\$35.00)** per year and shall not exceed one hundred forty dollars ~~(\$140.00)~~ **(\$140.00)**;
- (23) The fee for registration as a preceptor shall be \$20.00 every two years and shall expire on June 1 every other year.

All fees for examination for license shall be payable with the application and shall not be subject to refund. All other fees are only refundable if it is determined that there has been an overpayment. (8/23/96) (Amendment promulgated 6/19/97--effective August 15, 1997).

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The fees charged by the Arkansas State Board of Pharmacy for the various examinations, permits, licenses, certificates, and books issued by the Board shall be as follows:

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- (3) The fee for the initial license and renewal of a license as a licensed pharmacist shall be seventy-five dollars (\$75.00);
- (4) The fee for issuance of a permit for the first time to operate an in-state pharmacy or drug store shall be three-hundred dollars (\$300.00); The fee for annual renewal of a permit to operate an in-state pharmacy or drugstore shall be one-hundred fifty dollars (\$150.00);
- (5) When there is a change of ownership of an in-state pharmacy or drug store, a new permit must be obtained, and the fee shall be one-hundred fifty dollars (\$150.00);
- (6) The fee for issuance of a permit for the first time to operate an out-of-state pharmacy or drugstore shall be three hundred dollars (\$300.00). The fee for annual renewal of a permit to operate an out-of-state pharmacy or drugstore shall be one hundred fifty dollars (\$150.00). When there is a change in ownership in an out-of-state pharmacy or drug store, a new permit must be obtained, and the fee shall be one hundred fifty dollars (\$150.00)
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- (10) The fee for issuance of, a hospital pharmaceutical service permit shall be three-hundred dollars (\$300.00), and the fee for the annual renewal of a hospital pharmaceutical service permit shall be one hundred fifty dollars (\$150.00). When there is a change of ownership of a hospital pharmacy, a new permit must be obtained and the fee shall be \$150.00.
- (11) The fee for issuance of, and the annual renewal of, an institutional pharmaceutical services permit shall be thirty-five dollars (\$35.00).
- (12) The fee for issuance of, the annual renewal of, and the reinstatement of a nursing home pharmacy consultant permit shall be thirty-five dollars (\$35.00).
- (13) The fee for intern registration shall be fifteen dollars (\$15.00) per year;
- (14) The fee for change of pharmacist in charge of any pharmacy, or change of consultant pharmacist in charge of any institution shall be thirty-five dollars (\$35.00);

- (15) The fee for reinstatement of a pharmacist licensure shall be seventy-five dollars (\$75.00) for each delinquent year up to a maximum of three-hundred dollars (\$300.00) ;
- (16) The fee for the Board of Pharmacy law book shall be twenty-five dollars (\$25.00) except to interns on initial licensure, and applicants for reciprocity, on a one-time basis. A copy of each edition as revised shall be provided free to each pharmacy permit holder;
- (17) The fee for a change of location inspection shall be one-hundred dollars (\$100.00);
- (18) The penalty for late payment of renewal of any permit, license, registration or certificate shall be twenty dollars (\$20.00) per month beginning the first day of the second month after expiration, provided that if the renewal is not paid by the first day of the fourth month after expiration, the license shall be null and void;
- (19) The fee for issuance of a Wholesale Distributor of Legend Drugs and/or Controlled Substances permit shall be three-hundred dollars (\$300.00), and annual renewal shall be one-hundred fifty dollars (\$150.00), provided that if the renewal is unpaid by December 31, of any year, the permit will expire. When there is a change in ownership of a wholesale distributor of legend drugs and/or controlled substances, a new permit must be obtained and the fee shall be one hundred fifty dollars (\$150.00).
- (20) The fee for issuance of a permit to sell, rent, offer to sell, or rent directly to patients in this state any home medical equipment, legend devices, and/or medical gasses shall be two-hundred fifty dollars (\$250.00), and annual renewal fee shall be one-hundred twenty-five dollars (\$125.00).
- (21) The fee for issuance of a temporary permit for pharmacist on active duty in a branch of the armed forces shall be \$25 and shall be administered as defined in regulation 13.
- (22) The registration fee for a pharmacy technician (pharmacist assistant) certified and/or registered shall be thirty-five dollars \$35.00. The reinstatement fee for a pharmacist's assistant certified and/or registered shall be thirty-five dollars (\$35.00) per year and shall not exceed one hundred forty dollars \$140.00);
- (23) The fee for registration as a preceptor shall be \$20.00 every two years and shall expire on June 1 every other year.

All fees for examination for license shall be payable with the application and shall not be subject to refund. All other fees are only refundable if it is determined that there has been an overpayment. (8/23/96) (Amendment promulgated 6/19/97--effective August 15, 1997).