

January 30, 2012

The Honorable Vicki Schmidt, Chairperson
Senate Committee on Public Health and Welfare
Statehouse, Room 552-S
Topeka, Kansas 66612

Dear Senator Schmidt:

SUBJECT: Fiscal Note for SB 324 by Senate Committee on Public Health and Welfare

In accordance with KSA 75-3715a, the following fiscal note concerning SB 324 is respectfully submitted to your committee.

SB 324 would change the expiration date of licenses, registrations, and permits authorized by the Board of Pharmacy to a “date established through rules and regulations adopted by the Board.” The Board indicates that this provision would allow it to collect fees year round rather than on specific dates set in statute. The bill would remove the grace period by which those registered and licensed by the Board are required to renew a registration, license, or permit. Instead, the bill would require registrants and licensees to renew by the expiration date.

In addition, the bill would also remove a provision that allows a single registration for a business entity to manufacture drugs that operates more than one facility within the state, or for a parent entity with divisions, subsidiaries, or affiliate companies, when operations are conducted at more than one location and there exists joint ownership and control among all of the entities.

SB 324 would also make it unlawful for any person to function as a pharmacist intern without first being registered with the Board. Registrations issued to pharmacy interns would be valid for six years. The Board would be authorized to suspend or temporarily limit the registration of any pharmacist intern in accordance with the emergency adjudicative proceedings under the Kansas Administrative Procedure Act, if the Board determines that there is cause to believe that grounds exist for disciplinary action. Pharmacist interns would be required to provide the name and address of each new employer to the Executive Secretary of the Board within 30 days of obtaining new employment.

Each pharmacy would be required to maintain a list of the names of pharmacist interns employed by the pharmacy and the intern would be required to work under the direct supervision

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and control of a pharmacist. The supervising pharmacist would be required to determine that the pharmacist intern is in compliance with the applicable rules and regulations of the Board and would be responsible for intern in the performance of duties. Finally, pharmacist interns would be required to display proof of registration in that part of the place of business in which the intern is engaged in pharmacist intern activities.

The Board of Pharmacy indicated that SB 324 would have no fiscal effect on state revenues or expenditures.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson", with a long horizontal flourish extending to the right.

Steven J. Anderson, CPA, MBA
Director of the Budget

cc: Debra Billingsley, Pharmacy