



Notice of Meeting and Agenda Legislation and Regulation Committee Meeting April 12, 2017

DATE: April 12, 2017

TIME: 9:00 a.m.

PLACE: DCA Headquarters
First Floor Hearing Room
1625 North Market Blvd.
Sacramento, CA 95834

NOTE: For questions or verification of the meeting, call Debbie Damoth at (916) 574-7935 or access the board's website at www.pharmacy.ca.gov.

Meeting materials should be available on the board's website at www.pharmacy.ca.gov by April 7, 2017.

Important Notices to the Public:

The meeting is open to the public and is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Debbie Damoth at (916) 574-7935, by emailing debbie.damoth@dca.ca.gov or sending a written request to the Board of Pharmacy, 1625 N. Market Blvd., Suite N-219, Sacramento, CA 95834. Providing your request at least five business days before the meeting will help to ensure availability of the requested accommodation.

Discussion and action may be taken on any item on the agenda. The time and order of agenda items are subject to change at the discretion of the Committee Chair. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Committee are open to the public.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the committee or prior to the committee taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issues before the committee, but the Committee Chairperson may, at his or her discretion, apportion available time among those who wish to speak. Individuals may appear before the committee to discuss items not on the agenda; however, the committee can neither discuss nor take official action on these items at the time of the same meeting (Government Code sections 11125, 11125.7(a)).

Agenda

Call to Order

9:00 a.m.

I. Call to Order, Establishment of Quorum, and General Announcements

II. Public Comments on Items Not on the Agenda/Agenda Items for Future Meetings

Note: The committee may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda of a future meeting. [Government Code sections 11125, 11125.7(a)]

III. Legislation for Discussion and Consideration

a. Board Sponsored Legislation

1. Omnibus Provisions

- Amend Business and Professions Code (BPC) § 4013, Regarding Licensee Email Addresses
- Amend BPC § 4316, Regarding Cease and Desist Orders

2. SB 351 (Roth) Hospital Satellite Compounding Pharmacy: License: Requirements

3. SB 443 (Hernandez) Pharmacy: Emergency Medical Services Automated Drug Delivery System

4. SB 510 (Stone) Pharmacies: Compounding

5. SB 752 (Stone) Pharmacy: Designated Representative-Reverse Distributors

b. Legislation Impacting the Practice of Pharmacy or the Board's Jurisdiction

1. AB 12 (Cooley) State Government: Administrative Regulations: Review

2. AB 40 (Santiago) CURES Database: Health Information Technology System

3. AB 182 (Walderon) Heroin and Opioid Public Education (HOPE)

4. AB 208 (Eggman) Deferred Entry of Judgment: Pretrial Diversion

5. AB 241 Dababneh (Personal Information: Privacy: State and Local Agency Breach)

6. AB 265 (Wood) Prescription Drugs: Prohibition on Price Discount

7. AB 315 (Wood) Pharmacy Benefits Management

8. AB 401 (Aguiar-Curry) Pharmacy: Remote Dispensing Site Pharmacy: Telepharmacy

9. AB 444 (Ting) Medical Waste: Home-Generated Sharps Waste

10. AB 602 (Bonta) Pharmacy: Nonprescription Diabetes Devices

11. AB 703 (Flora) Professions and Vocations: Licenses: fee waivers

12. AB 710 (Wood) Department of Consumer Affairs

13. AB 767 (Quirk-Silva) Master Business License Act

14. AB 827 (Rubio) Department of Consumer Affairs: Task Force: Foreign-Trained Professionals

15. AB 835 (Dababneh) Consumer Affairs

16. AB 845 (Wood) Cannabidiol: Prescriptions in Accordance with Federal Law

17. AB 912 (Oberholte) Small Business: California Small Business Regulatory Fairness Act

18. AB 1005 (Calderon) Department of Consumer Affairs

19. AB 1048 (Arambula) Health Care: Pain Management and Schedule II drug prescriptions

20. AB 1159 (Chiu) Professions and Vocations: Healing Arts Local Governments

21. AB 1589 (Salas) Pharmacy: Pharmacist Supervision: Technicians

22. SB 17 (Hernandez) Prescription Drugs: Pricing: Notification

23. SB 27 (Morrell) Professions and Vocations: Licenses: Military Service

24. SB 70 (Bates) Health Care Professionals

25. SB 212 (Jackson) Medical Waste

26. SB 419 (Portantino) Oxycodone: Prescriptions

27. SB 496 (De Leon) Department of Consumer Affairs: Regulatory Boards: Removal of Board Members
28. SB 528 (Stone) Pharmacy: Automated Drug Dispensing Systems
29. SB 555 (Morrell) Regulations: 5-Year Review and Report
30. SB 572 (Stone) Healing Arts Licensees: Violations: Grace Period
31. SB 641 (Lara) Controlled Substances Utilization Review and Evaluation System: Privacy
32. SB 716 (Hernandez) California Board of Pharmacy

c. Legislative Items for Future Meeting

The committee may discuss other items of legislation in sufficient detail to determine whether such items should be on a future committee meeting agenda and/or whether to hold a special meeting of the board to discuss such items pursuant to Government Code section 11125.4.

IV. Regulations for Discussion and Consideration

- a. Board Adopted - Approved by the Office of Administrative Law
 1. Regulations Amending Title 16 CCR Section 1744 Related to Drug Warnings
 2. Regulations Amending Title 16 CCR Section 1707.5 Related to Patient-Centered Labels
 3. Regulations Amending Title 16 CCR Sections 1732.05, 1732.2 and 1732.5 Related to Continuing Education
- b. Board Adopted - Submitted for Administrative Review to the Department of Consumer Affairs or the Office of Administrative Law
 1. Proposed Regulations to Amend and/or Add Title 16 CCR Sections 1702, 1702.1, 1702.2 and 1702.5 Related to Renewal Requirements
 2. Proposed Regulations to Add Title 16 CCR Sections 1776 et seq. Related to Prescription Drug Take-Back
 3. Proposed Regulations to Amend Title 16 CCR Section 1703 Related to Delegation of Certain Functions
 4. Proposed Regulations to Add Title 16 CCR Section 1746.5 Related to Travel Medications
- c. Board Adopted – Rulemaking File Being Prepared by Staff for Submission and Review by the Department of Consumer Affairs or the Office of Administrative Law:

Proposed Regulations to Amend Title 16 CCR Section 1760 Related to the Board’s Disciplinary Guidelines
- d. Board Approved to Initiate Rulemaking – Undergoing Pre-Notice Review by the Department of Consumer Affairs or the Business, Consumer Services and Housing Agency:
 1. Proposed Regulations to Amend Title 16 CCR Section 1749 Related to the Board’s Fee Schedule
 2. Proposed Regulations to Amend Title 16 CCR Sections 1780-1783, et seq. Related to Third-Party Logistics Providers and Dangerous Drug Distributors
 3. Proposed Regulations to Amend Title 16 CCR Section 1793.5 Related to the Pharmacy Technician Application, Section 1793.6 Related to the Pharmacy Technician Training Requirements and Section 1793.65 Related to the Pharmacy Technician Certification Programs
 4. Proposed Regulations to Amend Title 16 CCR Section 1735.2 Related to the Compounding Self-Assessment Form 17M-39
 5. Proposed Regulations to Amend Title 16 CCR Sections 1715 and 1784 to Update Self-Assessment Forms 17M-13, 17M-14 and 17M-26
 6. Proposed Regulations to Amend Title 16 CCR Section 1709 Related to Pharmacy Ownership, Management, and Control, Including Through Trusts
- e. Board Approved to Initiate Rulemaking – Board Staff Drafting Rulemaking Documents for Pre-Notice

Review by the Department of Consumer Affairs and the Business, Consumer Services and Housing Agency

1. Proposed Regulations to Amend Title 16 CCR Section 1707 Related to Offsite Storage
2. Proposed Regulations to Amend Title 16 CCR Section 1735 and 1751 Related to Compounding

V. Proposed Future Meeting Dates

Adjournment

3:00 p.m. (or upon conclusion of business)