PROPOSED RULE MAKING

CR-102 (June 2012)
(Implements RCW 34.05.320)
Do **NOT** use for expedited rule making

Agency: Department of Health- Pharmacy Quality Assurance Commission

☐ **Preproposal Statement of Inquiry was filed as WSR ; or**
☐ **Expedited Rule Making--Proposed notice was filed as WSR _ ; or**
☒ **Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).**

☒ **Original Notice**
☐ **Supplemental Notice to WSR**
☐ **Continuance of WSR**

Title of rule and other identifying information: (Describe Subject)
WAC 246-901-080 - Pharmacy assistant registration. Proposing amendments to existing rule to implement and conform with enacted Senate Bill 5549 (chapter 4, Laws of 2016), removing pharmacy assistant registration and renewal fee language. Fee rules are being adopted under separate rulemaking.

Hearing location(s): SeaTac Red Lion Inn
18220 International Boulevard
Seattle WA 98188

Date: 1/5/2017 Time: 9:00AM

Date of intended adoption: 01/05/2017
(Note: This is **NOT** the **effective** date)

Submit written comments to:
Name: Katherine Hoffman
Address: P.O. Box 47850
Olympia WA 98504-7850

e-mail: https://fortress.wa.gov/doh/policyreview
fax 360-236-4626 by (date) 12/21/2016

Assistance for persons with disabilities: Contact
Katherine Hoffman by 12/30/2016
TTY (800) 833-6388 or () 711

Purpose of the proposal and its anticipated effects, including any changes in existing rules:
The proposed rule will change current rule by removing language regarding the timing of pharmacy assistant registration renewal and remove reference to the fees being included in the pharmacy ancillary personnel fee.

Reasons supporting proposal:
SB 5549 amended portions of chapter 18.64A RCW affecting registration and discipline of pharmacy assistants and adding them to the Uniform Disciplinary Act (UDA). Proposed rule changes are needed to conform with fees proposed by the Secretary of Health as WAC 246-907-0301, and with SB 5549.

Statutory authority for adoption:
chapter 18.64 RCW

Statute being implemented:
SB 5549 (chapter 4, Laws of 2016)

Is rule necessary because of a:

Federal Law?	☐ Yes	☒ No
Federal Court Decision?	☐ Yes	☒ No
State Court Decision?	☐ Yes	☒ No

If yes, CITATION:

DATE 10/28/16

NAME (type or print)
Tim Lynch, PharmD, MS

SIGNATURE

TITLE
Chair

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 28, 2016
TIME: 9:54 AM

WSR 16-22-044

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Pharmacy Quality Assurance Commission

☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

	Name	Office Location	Phone
Drafting.....	Katherine Hoffman	111 Israel Road SE, Tumwater WA 98503	360-236-2979
Implementation....	Steven Saxe	111 Israel Road SE, Tumwater WA 98503	360-236-2903
Enforcement.....	Steven Saxe	111 Israel Road SE, Tumwater WA 98503	360-236-2903

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:
Name:
Address:

phone
fax
e-mail

☒ No. Explain why no statement was prepared.

A small business economic impact statement (SBEIS) was not prepared. Under RCW 19.85.025 and 34.05.310(4)(c), a SBEIS is not required for proposed rules that adopt or incorporate by reference - without material change - federal statutes or regulations, Washington state law, the rules of other Washington state agencies, or national consensus codes that generally establish industry.
standards;

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:
Name:
Address:

phone
fax
e-mail

☒ No: Please explain: The agency did not complete a cost benefit analysis under RCW 34.05.328. RCW 34.05.328(5)(b)(iii) exempts rules that adopt or incorporate by reference - without material change - federal statutes or regulations, Washington state law, the rules of other Washington state agencies, or national consensus codes that generally establish industry.

AMENDATORY SECTION (Amending WSR 00-15-081, filed 7/19/00, effective 8/19/00)

WAC 246-901-080 Pharmacy assistant registration. (1) Training. No formal training or educational program will be required by the board, and there will be no age or educational restrictions. The supervising pharmacist shall thoroughly instruct the pharmacy assistant in the limitations of the functions he or she may perform.

(2) Registration of pharmacy assistants. Any person desiring registration as a pharmacy assistant shall apply to the board for registration on forms to be supplied by the board. ((~~The fee for registration will be included in the fee for authorization to utilize the services of pharmacy ancillary personnel.~~))

(3) It is the responsibility of the pharmacy assistant to maintain a current mailing address with the board as required by chapter 246-12 WAC. Pharmacy assistants shall notify the board of any change of mailing address within thirty days of the change.

(4) A pharmacy assistant registration must be renewed ((~~every two years on the assistant's birthdate. The fee for renewal is included in the fee the pharmacy pays to utilize pharmacy ancillary personnel~~)) in accordance with WAC 246-907-0301.