

INFORMATIONAL STATEMENT

The informational statement required by NRS 233B.066 numerically conforms to the subsections of the statute as follows:

1. EXPLANATION OF THE NEED FOR THE ADOPTED REGULATION

The proposed amendment revises the conditions for the issuance of registration as a dispensing technician in training and dispensing technician. The amendment authorizes the issuance of registration to an applicant that has successfully completed at least 1,500 hours of training and experience as a dispensing technician in training or holds an active registration in good standing as a pharmaceutical technician in Nevada; allows dispensing technicians in training and dispensing technicians at all practice sites to be supervised by more than one dispensing practitioner under one registration thus allowing the registration to be transferable; eliminating certain fees, and provides other matters properly relating thereto. The proposed amendment clarifies the requirements and removes unnecessary barriers improving and expediting the licensing process. The benefits of the proposed amendments will result in protecting the health, safety, and welfare of the public.

2. A DESCRIPTION OF HOW PUBLIC COMMENT WAS SOLICITED, A SUMMARY OF PUBLIC RESPONSE, AND AN EXPLANATION HOW OTHER INTERESTED PERSONS MAY OBTAIN A COPY OF THE SUMMARY.

The Board solicited comment on the proposed amendment by (1) posting notice, with links to the full text of the proposed amendment, to the LCB Administrative Regulation Notices webpage, (2) posting a copy of the full text of the proposed changes to the Board's website as part of the Board Hearing materials, (3) posting notice to the Nevada Public Notice website, operated by the Department of Administration, with a link back to a full text of the proposed amendment on the Board's website, and (4) posting notices and agendas in numerous public locations per NRS Chapter 233B.

The Board also solicited comment from Nevada dispensing practitioners, and from representatives of relevant industry associations that Board Staff deemed likely to have an interest in the proposed amendment. The Board further provided time for public comment at the workshop(s) concerning the proposed amendment.

Elizabeth MacMenamin, VP, Government Affairs  
Retail Association of Nevada  
410 S. Mountain Street  
Carson City, NV 89703 – (775-882-1700)  
LizM@rannv.org

Ms. McMenamin asked if dispensing technicians are subject to background checks, as is required for pharmaceutical technicians, before issuance of a registration. Board Staff

clarified that pharmaceutical technicians are required by statute to submit fingerprint cards. Currently, dispensing technicians and dispensing technicians in training are not subject to background checks. That would require a statutory change.

Parties interested in obtaining a copy of the summary of the public response, or that wish to view the text of the proposed amendment, may access that information on the Board's website at [bop.nv.gov](http://bop.nv.gov), or by contacting the Board's office at (775) 850-1440.

3. THE NUMBER OF PERSONS WHO: (A) ATTENDED EACH HEARING; (B) TESTIFIED AT EACH HEARING; AND (C) SUBMITTED TO THE AGENCY WRITTEN STATEMENTS.

The number of persons who attended the hearing was: 42

The number of persons who testified at the hearing was: -1-

The number of agency submitted statements was: -0-

The name of persons who testified at the hearing:

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Ms. McMenamin asked if dispensing technicians are subject to background checks, as required for pharmaceutical technicians, before issuance of a registration. Board Staff clarified that pharmaceutical technicians are required by statute to submit fingerprint cards. Currently, dispensing technicians and dispensing technicians in training are not subject to background checks. That would require a statutory change.

4. A DESCRIPTION OF HOW COMMENT WAS SOLICITED FROM AFFECTED BUSINESSES, A SUMMARY OF THEIR RESPONSE, AND AN EXPLANATION HOW OTHER INTERESTED PERSONS MAY OBTAIN A COPY OF THE SUMMARY.

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5. IF THE REGULATION WAS ADOPTED WITHOUT CHANGING ANY PART OF THE PROPOSED REGULATION, A SUMMARY OF THE REASONS FOR ADOPTING THE REGULATION WITHOUT CHANGE.

The Board received no comments from industry or the public requesting any changes.

6. THE ESTIMATED ECONOMIC EFFECT OF THE REGULATION ON THE BUSINESS WHICH IT IS TO REGULATE AND ON THE PUBLIC. THESE MUST BE STATED SEPARATELY, AND IN EACH CASE MUST INCLUDE:

A) BOTH ADVERSE AND BENEFICIAL EFFECTS.

There should be no adverse economic impact from this regulation amendment on the regulated entities or on the public. Dispensing technicians, dispensing technicians in training applicants and dispensing practitioners will benefit by allowing dispensing technicians in training and dispensing technicians at all practice sites to be supervised by more than one dispensing practitioner under one registration. The public will benefit from increased access to medication delivery and patient care services which will benefit public health, safety, and welfare.

B) BOTH IMMEDIATE AND LONG-TERM EFFECTS.

Both the immediate and long-term economic effects on regulated entities and on the public will be beneficial by expediting the licensing process and increasing the delivery of patient care services. The amendment will have both an immediate and long-term beneficial economic effect on regulated entities and the public by ensuring the delivery of safe and reliable pharmaceutical care.

7. THE ESTIMATED COST TO THE AGENCY FOR ENFORCEMENT OF THE PROPOSED REGULATION.

There will be no additional or special costs incurred by the Board of Pharmacy for enforcement of this regulation amendment.

8. A DESCRIPTION OF ANY REGULATIONS OF OTHER STATE OR GOVERNMENT AGENCIES WHICH THE PROPOSED REGULATION OVERLAPS OR DUPLICATES AND A STATEMENT EXPLAINING WHY THE DUPLICATION OR OVERLAPPING IS NECESSARY. IF THE REGULATION OVERLAPS OR DUPLICATES A FEDERAL REGULATION, THE NAME OF THE REGULATING FEDERAL AGENCY.

The Board of Pharmacy is not aware of any similar regulations of other state or government agencies that the proposed regulation overlaps or duplicates.

9. IF THE REGULATION INCLUDES PROVISIONS WHICH ARE MORE STRINGENT THAN A FEDERAL REGULATION WHICH REGULATES THE SAME ACTIVITY, A SUMMARY OF SUCH PROVISIONS.

The regulation does not contain provisions which are more stringent than a federal regulation which regulates the same activity.

10. IF THE REGULATION PROVIDES A NEW FEE OR INCREASES AN EXISTING FEE, THE TOTAL ANNUAL AMOUNT THE AGENCY EXPECTS TO COLLECT AND THE MANNER IN WHICH THE MONEY WILL BE USED.

This regulation does not provide a new or increase of fees.