

ACT No. 202

2020 Regular Session

HOUSE BILL NO. 619

BY REPRESENTATIVE TURNER

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AN ACT

To amend and reenact R.S. 37:1184(2)(a) and (b), (3)(a)(ii), (d) through (g), (i), and (j), and (4)(b) and (e), 1207(A)(1) and (2)(a)(i), 1208, 1209, 1230(A)(1) and (2)(a)(i), 1232(B), and R.S. 37:1253 as enacted by Section 2 of Act No. 124 of the 2019 Regular Session of the Legislature of Louisiana and to enact R.S. 37:1184(6), relative to powers and duties of the Louisiana Board of Pharmacy; to authorize the board to charge fees for certain permitting functions; to provide relative to permits for pharmacy benefit managers; to provide for the frequency with which the board assesses certain fees; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:1184(2)(a) and (b), (3)(a)(ii), (d) through (g), (i), and (j), and (4)(b) and (e), 1207(A)(1) and (2)(a)(i), 1208, 1209, 1230(A)(1) and (2)(a)(i), and 1232(B) are hereby amended and reenacted and R.S. 37:1184(6) is hereby enacted to read as follows:

§1184. Fees

Notwithstanding any other provision of this Chapter, the fees and costs established by the board in accordance with R.S. 37:1182(A) shall not be less than the following schedule:

	Minimum
* * *	
(2) Licenses, permits, certification, registrations, and examinations for pharmacists	

1	(a)(i)	Annual renewal <u>Renewal</u> fee for license, <u>per year</u>	\$	100.00
2	(ii)	Pharmacy education support fee, <u>per year</u>	\$	100.00
3	(b)	Delinquent fee in addition to renewal fee, <u>per year</u>	\$	50.00
4		* * *		
5	(3)	Licenses, permits, certification, registration, and		
6		any other designations for pharmacy locations		
7	(a)			
8		* * *		
9	(ii)	Pharmacy education support fee, <u>per year</u>	\$	100.00
10		* * *		
11	(d)	Pharmacy permit renewal fee, <u>per year</u>	\$	125.00
12	(e)	Delinquent permit renewal fee, <u>per year</u>	\$	62.50
13	(f)	Pharmacy CDS permit fee, <u>per year</u>	\$	25.00
14	(g)	Delinquent pharmacy CDS permit fee, <u>per year</u>	\$	12.50
15		* * *		
16	(i)	Automated medication system registration, <u>per year</u>	\$	150.00
17	(j)	Emergency drug kits for long-term care		
18		facilities, <u>per year</u>	\$	25.00
19	(4)	Certification and examination for pharmacy		
20		technicians		
21		* * *		
22	(b)	Annual renewal <u>Renewal</u> certification fee, <u>per year</u>	\$	50.00
23		* * *		
24	(e)	Delinquent certificate renewal fee, <u>per year</u>	\$	25.00
25		* * *		
26	(6)	<u>Permits for pharmacy benefit managers</u>		
27	(a)	<u>Application fee for initial permit</u>	\$	<u>500.00</u>
28	(b)	<u>Permit renewal fee, per year</u>	\$	<u>500.00</u>
29	(c)	<u>Delinquent permit renewal fee, per year</u>	\$	<u>250.00</u>
30		* * *		

1 §1207. Renewal of license, registration, and certification; expiration; reinstatement

2 A.(1) Each person licensed, registered, or certified by the board shall apply for
3 renewal ~~annually~~ at a time designated by the board and pay a fee specified by the
4 board. A person who desires to continue in the practice of pharmacy or assist in the
5 practice of pharmacy in this state shall file with the board an application in such form
6 and containing such data as the board may require, and complete such other
7 requirements as deemed necessary by the board, for renewal.

8 (2)(a)(i) The board shall assess on each ~~annual~~ pharmacist license renewal as
9 required by this Section an additional fee of one hundred dollars per year to be
10 designated as the "pharmacy education support fee". This fee shall be dedicated and
11 allocated as specified in this Paragraph to an accredited school of pharmacy of a
12 public university in this state. The board shall include on each license renewal form
13 issued to a pharmacist an optional election whereby the person may elect not to remit
14 the one hundred dollar pharmacy education support fee.

15 * * *

16 §1208. Waiver of licensure or certification renewal while in military service

17 Upon written request of any licensed pharmacist or certified technician serving
18 in active duty in the military service of the United States or any of its allies, the
19 board may waive the requirement for the ~~annual~~ renewal of pharmacist license or
20 technician certificate, including the ~~annual~~ renewal fees.

21 * * *

22 §1209. Waiver of renewal fee when licensed fifty years; award

23 The board, in recognition of contributions to the practice of pharmacy, shall
24 waive the ~~annual~~ renewal fee requirement for ~~annual~~ renewal of licensure for
25 licensed pharmacists who have been duly registered and licensed to practice in
26 Louisiana for not less than fifty years; in lieu thereof the board shall award to such

1 pharmacists an honorary gold-embossed certificate. Such pharmacists desiring to continue
2 to practice pharmacy shall file the ~~annual~~ renewal application and shall meet all other
3 requirements for active licensure.

4 * * *

5 §1230. Renewal of permits; expiration; reinstatement

6 A.(1) Each pharmacy issued a permit by the board shall apply for renewal
7 ~~annually~~, at the time designated by the board and shall pay a fee specified by the
8 board.

9 (2)(a)(i) The board shall assess on each ~~annual~~ pharmacy permit renewal
10 required by this Section an additional fee of one hundred dollars per year to be
11 designated as the "pharmacy education support fee". This fee shall be dedicated and
12 allocated as specified in this Paragraph to an accredited school of pharmacy of a
13 public university in this state. The board shall include on each permit renewal form
14 issued to a pharmacy an optional election whereby the pharmacy may elect not to
15 remit the one hundred dollar pharmacy education support fee.

16 * * *

17 §1232. Nonresident pharmacy

18 * * *

19 B. A nonresident pharmacy granted a nonresident pharmacy permit by the
20 board shall disclose to the board the location, names, and titles of all principal
21 corporate officers, as well as the owner's managing officer and pharmacist-in-charge.
22 A report containing this information shall be made to the board ~~on an annual basis~~
23 with each renewal application and within thirty business days after any change of
24 office, corporate officer, or within ten business days of the departure of the prior
25 owner's managing officer or pharmacist-in-charge.

26 * * *

1 Section 2. R.S. 37:1253 as enacted by Section 2 of Act No. 124 of the 2019 Regular
2 Session of the Legislature of Louisiana is hereby amended and reenacted to read as follows:

3 **§1253. Pharmacy benefit managers; rules and regulations; reporting**
4 **requirements; fees**

5 **A. The board shall promulgate rules and regulations in accordance**
6 **with the Administrative Procedure Act to implement the provisions of this**
7 **Part and the applicable provisions of the Pharmacy Benefit Manager**
8 **Licensing Law, R.S. 40:2861 et seq.**

9 **B. The board may promulgate rules and regulations to specify**
10 **permit renewal reporting requirements for pharmacy benefit managers.**

11 **C. The board shall charge fees for the issuance of pharmacy**
12 **benefit manager permits in the amounts authorized by R.S. 37:1184.**

13 Section 3. This Act shall become effective July 1, 2020.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____