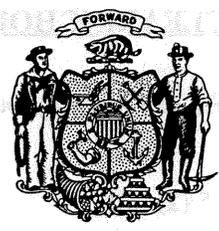


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RULES CLEARINGHOUSE

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CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

CLEARINGHOUSE RULE 00-156

AN ORDER to amend Phar 7.01 (3), relating to supervising pharmacy interns.

Submitted by **DEPARTMENT OF REGULATION AND LICENSING**

- 11-06-00 RECEIVED BY LEGISLATIVE COUNCIL.
- 11-30-00 REPORT SENT TO AGENCY.

RNS:NZ:jal

STATE OF WISCONSIN
PHARMACY EXAMINING BOARD

IN THE MATTER OF RULE-MAKING : PROPOSED ORDER OF THE
PROCEEDINGS BEFORE THE : PHARMACY EXAMINING BOARD
PHARMACY EXAMINING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE 00-)

PROPOSED ORDER

An order of the Pharmacy Examining Board to amend Phar 7.01 (3), relating to supervising pharmacy interns.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 227.11 (2) and 450.02 (3) (a) and (e), Stats.

Statutes interpreted: s. 450.02 (3) (a) and (e), Stats.

Current requirements of s. Phar 7.01 (3) state that a pharmacist may supervise no more than one pharmacy intern and 2 non-pharmacists engaged in compounding and dispensing activities as described in s. Phar 7.01 (1) (c), except that a higher ratio may be authorized by the board upon request to and approval by the board of a specific plan describing the manner in which additional interns or non-pharmacists shall be supervised. Proposed rule, s. Phar 7.015, sets forth the allowable delegation of duties to a pharmacy technician. The objective of modifying s. Phar 7.01 (3) is to delete the reference to non-pharmacists since under proposed s. Phar 7.015, a pharmacist may delegate delineated acts to pharmacy technicians, limited not to a predetermined pharmacist/technician ratio, but by the pharmacist's duty to generally supervise those technicians to which acts are delegated.

TEXT OF RULE

SECTION 1. Phar 7.01 (3) is amended to read:

Phar 7.01 (3) A pharmacist may supervise no more than one pharmacy intern ~~and 2 non-pharmacists~~ engaged in compounding and dispensing activities as described in sub. (1) (c), except a higher ratio may be authorized by the board upon request to and approval by the board of a specific plan describing the manner in which additional interns ~~or non-pharmacists~~ shall be supervised.

(END OF TEXT OF RULE)

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

Dated _____ Agency _____
Chairperson
Pharmacy Examining Board

FISCAL ESTIMATE

1. The anticipated fiscal effect on the fiscal liability and revenues of any local unit of government of the proposed rule is: \$0.00.
2. The projected anticipated state fiscal effect during the current biennium of the proposed rule is: \$0.00.
3. The projected net annualized fiscal impact on state funds of the proposed rule is: \$0.00.

INITIAL REGULATORY FLEXIBILITY ANALYSIS

These proposed rules will be reviewed by the department through its Small Business Review Advisory Committee to determine whether there will be an economic impact on a substantial number of small businesses, as defined in s. 227.114 (1) (a), Stats.

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10/24/00