

STATEMENT OF SCOPE

PHARMACY EXAMINING BOARD

Rule No.: Phar 7.01 (3)

Relating to: Pharmacist to Pharmacist Technician

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only): N/A

2. Detailed description of the objective of the proposed rule:

The objective is to amend the pharmacist to technician ratio.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

Under current pharmacy rules, there is a 4 technicians per pharmacist ratio for staffing pharmacies. The Pharmacy Examining Board began a pilot program for Community Tech-Check-Tech on October 1, 2016 which will end on September 30, 2019 or the promulgation of rules. The purpose of the Ratio Pilot Program is to study the supervision and staffing of technicians in order to determine the minimum ratio necessary to ensure safety, quality and efficiency of the pharmacy and allow the availability of a pharmacist for involvement in other patient care activities.

The Pharmacy Examining Board will utilize the data obtained by the Board during the pilot program to create rules to determine the pharmacist to pharmacy technician ratio which has not been updated since March 2001.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

450.02 The board shall adopt rules defining the active practice of pharmacy. the rules shall apply to all applicants for licensure under s. 450.05.

450.02 (3) The board may promulgate rules:

- (a) Relating to the manufacture of drugs and the distribution and dispensing of prescription drugs.
- (d) Necessary for the administration and enforcement of this chapter and ch. 961.
- (e) Establishing minimum standards for the practice of pharmacy.

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule :

125 hours

6. List with description of all entities that may be affected by the proposed rule :

Pharmacists, pharmacies, technicians and patients.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule :

None

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

None to minimal. It is not likely to have a significant economic impact on small businesses.

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