

OFFICE OF THE SECRETARY OF STATE

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AND TRIBAL LIAISON



ARCHIVES DIVISION

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**NOTICE OF PROPOSED RULEMAKING**  
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 855  
BOARD OF PHARMACY

**FILED**

04/17/2024 9:48 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE

FILING CAPTION: Repeals PIC Qualifications & Limitations Rule

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 05/22/2024 4:30 PM

*The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.*

CONTACT: Rachel Melvin  
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800 NE Oregon St., Suite 150  
Portland, OR 97232

Filed By:  
Rachel Melvin  
Rules Coordinator

HEARING(S)

*Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.*

DATE: 05/22/2024

TIME: 9:30 AM

OFFICER: Rachel Melvin

REMOTE HEARING DETAILS

MEETING URL: [Click here to join the meeting](#)

PHONE NUMBER: 503-446-4951

CONFERENCE ID: 392711816

SPECIAL INSTRUCTIONS:

This hearing meeting will be held virtually via Microsoft Teams.

If you wish to present oral testimony virtually during this hearing, sign up on our website at [www.oregon.gov/pharmacy/pages/rulemaking-information](http://www.oregon.gov/pharmacy/pages/rulemaking-information) or email your first and last name and email address to

[pharmacy.rulemaking@bop.oregon.gov](mailto:pharmacy.rulemaking@bop.oregon.gov) to receive a calendar invitation to join the virtual hearing. Please indicate which

rule(s) you would like to comment on.

You must submit written comments before 4:30PM on May 22, 2024. Email written comments to [pharmacy.rulemaking@bop.oregon.gov](mailto:pharmacy.rulemaking@bop.oregon.gov).

NEED FOR THE RULE(S)

Proposes to repeal OAR 855-115-0200 which was replaced with OAR 855-115-0205, effective 3/1/2024.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

OAR 855-115-0205 Pharmacist-in-Charge: Qualifications and Limitations \*Effective 3/1/2024

<https://secure.sos.state.or.us/oard/viewSingleRule.action?ruleVrsnRsn=308902>

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The proposed repeal of this rule is not expected to affect racial equity in this state.

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FISCAL AND ECONOMIC IMPACT:

The proposed repeal of this rule has no anticipated fiscal and economic impact.

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COST OF COMPLIANCE:

*(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).*

The proposed repeal of this rule will have no additional economic impact on state agencies, units of local government, the public or registrants or licensees who identify as a small business.

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DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses were not involved in determining to repeal this rule. A notice of rulemaking hearing will be sent to interested parties, some of whom may identify as a small business and will have an opportunity to provide public comment on the proposed rule repeal.

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WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The board adopted new Division 115 Pharmacists rules effective 3/1/2024. The nature of the proposed rule repeal does not require input from an advisory committee.

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REPEAL: 855-115-0200

RULE SUMMARY: Proposes to repeal OAR 855-115-0200, effective upon filing. The board adopted OAR 855-115-0205 in December 2023, effective 3/1/2024 which replaces OAR 855-115-0200.

CHANGES TO RULE:

~~855-115-0200~~

~~Pharmacist-in-Charge: Qualifications and Limitations~~

~~Effective July 1, 2025, in order to be a Pharmacist-in-Charge (PIC), a Pharmacist must:~~

~~(1) Complete a board-provided PIC training course as described below:~~

~~(a) A Pharmacist with 1500 hours or more of pharmacy practice as a Pharmacist within the last three years in a US state or jurisdiction must complete the board-provided PIC training course within two years prior to appointment as PIC or within 90 days after appointment.~~

~~(b) A Pharmacist with less than 1500 hours of pharmacy practice as a Pharmacist within the last three years in a US state or jurisdiction must complete the board-provided PIC training prior to the appointment.~~

~~(2) Complete a board-provided PIC training course at least every five years.~~

~~Statutory/Other Authority: ORS 689.205~~

~~Statutes/Other Implemented: ORS 689.151, ORS 689.155~~