



California State Board of Pharmacy
2720 Gateway Oaks Drive, Ste 100
Sacramento, CA 95833
Phone: (916) 518-3100 Fax: (916) 574-8618
www.pharmacy.ca.gov

Business, Consumer Services and Housing Agency
Department of Consumer Affairs
Gavin Newsom, Governor



To: Board Members

Subject: Agenda Item XIV. Executive Officer Report

a. Budget Restrictions

December 12, 2023, a current year [expenditure freeze](#) was issued directing all entities under the Governor's direct executive authority to take immediate action to reduce current-year General Fund expenditures. Additionally, Departments were further directed to take measures to ensure more prudent spending from other state funds given the state's fiscal outlook. More recently, on January 10, 2024, the Department of Consumer Affairs provided additional guidance to DCA programs including an exemption request process from programs to follow to secure approval for mission critical-related purchases, contracts, travel, and other expenditure requests. Following the guidance from DCA, staff are preparing exemption requests where necessary and documenting efforts to reduce spending.

b. Update on Board-Approved Regulations in Various Stages of Promulgation

The Board has several regulations in various stages of promulgation. Provided below is the status of the pending regulations.

1. Title 16, California Code of Regulations Section 1746.3 Related to Opioid Antagonist Protocol

Approved by the Board: February 7, 2023

Current Status: Open comment period closed January 29, 2024

2. Title 16, California Code of Regulations Sections 1732.5 and 1732.8 Related to Continuing Education

Approved by the Board: February 7, 2023

Current Status: Open comment period closed January 29, 2024

3. Title 16, California Code of Regulations Section 1706.6 Related to Temporary License of Military Spouses

Approved by the Board: February 3, 2023

Current Status: DCA Final Review (January 19, 2024)

4. Title 16, California Code of Regulations Section 1707.6 Related to Notice to Consumers

Approved by the Board: January 28, 2022

Current Status: Open comment period closed December 28, 2023

5. Title 16, California Code of Regulations Section 1751.1 Related to ADDS Self-Assessment

Approved by the Board: January 28, 2022

Current Status: Withdrawn from OAL on January 18, 2024 to avoid disapproval. Staff are in the process of evaluating issues raised by OAL and will bring forward recommendations at the April 2024 Board Meeting.

6. Title 16, California Code of Regulations Sections 1735 et. Seq, 1736 et seq., 1737 et. seq. 1738 et. Seq Related to Compounding, Sterile Compounding, Handing of Hazardous Drugs and Radiopharmaceuticals.

Approved by the Board: September 12, 2023

Current Status: DCA review (November 9, 2023)

7. Title 16, California Code of Regulations Section 1709.1 Related to Designation of PIC

Approved by the Board: January 28, 2022

Current Status: Open comment period closed January 2, 2024

8. Title 16, California Code of Regulations Section 1761 Related to Disciplinary Guidelines

Approved by the Board: January 28, 2022

Current Status: Agency Review (January 8, 2024)

9. Title 16, California Code of Regulations Section 1708.2 Related to Discontinuance of Business

Approved by the Board: February 7, 2023

Current Status: DCA pre-review September 4, 2023

10. Title 16, California Code of Regulations Section 1746.6 Related to Medication Assisted Treatment Protocol

Approved by the Board: February 7, 2023

Current Status: DCA pre-review (June 20, 2023)

11. Title 16, California Code of Regulations Section 1711 Related to Quality Assurance

Approved by the Board: February 7, 2023

Current Status: DCA pre-review (November 15, 2023)

12. Title 16, California Code of Regulations Section 1750 Related to Outsourcing Self-Assessment

Approved by the Board: October 26, 2022

Current Status: DCA pre-review (February 6, 2023)

13. Title 16, California Code of Regulations Section 1749 Related to Fees

Approved by the Board: December 13, 2024

Current Status: Staff preparing rulemaking documents.

c. Update on Board-Approved Legislation for Sponsorship

The Board has approved several statutory changes including:

- Business and Professions Code Section 4071.1 Relate to Remote Processing
- Business and Professions Code Sections 4081 and 4105 Related to Records
- Business and Professions Code Section 4111 Related to Ownership Prohibitions
- Business and Professions Code section 4112 Related to Nonresident Pharmacy Requirements.

Regrettably author(s) have not been secured. Staff continue efforts to provide education about the Board's policy changes in their efforts to secure authors.

d. Mandatory Training for Members and Required Filings

All Members must complete several mandatory trainings including ethics training, sexual harassment prevention training, defensive drivers training, and board member orientation.

Please contact Debbie Damoth to confirm completion of the various training requirements.

All Board Members are required to file a Statement of Economic Interests (Form 700) annually. The annual filing period cover the prior calendar year (January 1, 2023 through December 31, 2023). The filing deadline is April 2, 2024.

Attachment 1 includes a copy of the filing instructions.

Attachment 1



OFFICE OF HUMAN RESOURCES

1625 North Market Blvd., Suite N321, Sacramento, CA 95834
Phone (916) 574-8300 Fax (916) 574-8608 www.dca.ca.gov



The Department of Consumer Affairs' (DCA) [Conflict of Interest \(COI\) Regulations](#) designates your position as being required to file a Statement of Economic Interests (Form 700). Designated filers are required to submit a Form 700 annually. The exception is if a filer assumed office between October 1, 2023 and December 31, 2023, then the filer is not required to file an annual statement until April 1, 2025.

This year's annual filing period covers the prior calendar year (January 1, 2023 through December 31, 2023). The filing deadline is Tuesday, April 2, 2024. To ensure compliance, please complete your e-filing as soon as possible. You are required to file even if you do not have any reportable interests.

DCA utilizes the electronic filing system, NetFile, for e-filing Form 700s. Online filing is available 24/7 from any computer with internet access. NetFile will save you time, ensure required data is complete, and eliminate the need for filing technical amendments. Moreover, all data is saved for future filings. You will not need to print, sign, or mail your Form 700. Once online filing is completed, no further action is required.

HOW TO FILE: Access the [NetFile Filing Portal](#) and enter your password. If you have forgotten your NetFile password, click on "Lost Your Password?" (under the "Password" box) to receive a unique password via email. You will need to use the same email address used to receive this notification. Each page contains links to various types of documentation including, printable document format (PDF) help files and video tutorials. Filers are encouraged to use their business contact information on the Form 700. Please remember that the Form 700 is a public document and will be disclosed upon request.

COVER PAGE (Form 700): Many fields of the cover page are pre-populated, including the "Jurisdiction of Office". The jurisdiction is not to be changed from "State" and other jurisdictions (e.g., city, county, etc.) must not be marked. Additionally, if you have held multiple COI designated positions within DCA, review the positions under "Office, Agency, or Court" and only include the position(s) you held during the last calendar year.

LATE PENALTY: In accordance with [Government Code section 91013](#), any person who files a Form 700 after the deadline (April 2, 2024) becomes liable in the amount of \$10 per day, up to a maximum of \$100. In addition, if a filer does not file timely and is referred to the Fair Political Practices Commission's (FPPC) Enforcement Division, a fine of up to \$5,000 per violation may be imposed.

ETHICS TRAINING: As a reminder, pursuant to [Government Code section 11146.3](#), you are required to complete an ethics training course within six months of appointment or hire, and also once during each two year period thereafter starting on an odd-numbered year. The Attorney General's Office and the FPPC developed an on-line [Ethics Training](#) course. Once you have

completed the training, please send the certificate of completion to SOLID@dca.ca.gov or

Department of Consumer Affairs
SOLID
1747 North Market Blvd., Suite 270
Sacramento, CA 95834

For any questions regarding filing requirements, please contact FPPC at 1-866-ASK-FPPC (1-866-275-3772) Monday through Thursday 9:00 a.m.-11:30 a.m. For questions regarding the NetFile program, contact NetFile via email at filerhelp@netfile.com. For any other questions, please contact your program's COI Coordinator or OHR.Requests@dca.ca.gov.