



# RULE-MAKING ORDER PERMANENT RULE ONLY

## CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

DATE: October 18, 2018

TIME: 10:17 AM

WSR 18-21-123

**Agency:** Department of Health

**Effective date of rule:**

**Permanent Rules**

31 days after filing.

Other (specify) 01/01/2019 (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

Yes  No If Yes, explain:

**Purpose:** WAC 246-907-030 Pharmaceutical licensing fees and renewal cycle; 246-907-0301 Pharmacy assistant licensing periods-Fees and renewal cycle; and 246-907-0302 Hospital pharmacy associated clinics fees and renewal cycle. The adopted rules increase application and renewal fees for many of the pharmacy profession and pharmaceutical firm credentials to generate additional revenue to recover from the current budget deficit and align program revenue and expenditures. The adopted fees also include a few fee decreases to simplify the fee schedule, and changes to fees for duplicate credentials, verification of credentials, and late renewal penalties to align them with standards for all health professions. In addition, the adopted rules repeal WAC 246-907-0301, pharmacy assistant fees, and moves them to WAC 246-907-030 with the other pharmacy professions.

**Citation of rules affected by this order:**

New: None

Repealed: WAC 246-907-0301

Amended: WAC 246-907-030 and 246-907-0302

Suspended: None

**Statutory authority for adoption:** RCW 43.70.250

**Other authority:** RCW 43.70.280, chapter 18.64 RCW, and chapter 18.64A RCW

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 18-16-075 on 07/30/2018 (date).

Describe any changes other than editing from proposed to adopted version: None

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name:

Address:

Phone:

Fax:

TTY:

Email:

Web site:

Other:

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

Federal statute:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Federal rules or standards:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Recently enacted state statutes:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>

**The number of sections adopted at the request of a nongovernmental entity:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
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**The number of sections adopted in the agency's own initiative:**

New	<u>0</u>	Amended	<u>2</u>	Repealed	<u>0</u>
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>1</u>
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**The number of sections adopted using:**

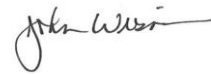
Negotiated rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Pilot rule making:	New	<u>0</u>	Amended	<u>0</u>	Repealed	<u>0</u>
Other alternative rule making:	New	<u>0</u>	Amended	<u>2</u>	Repealed	<u>1</u>

**Date Adopted: 10/16/2018**

**Name:** John Wiesman, DrPH, MPH

**Title:** Secretary of Health

**Signature:**



**WAC 246-907-030 Pharmaceutical licensing (~~(periods and fees)~~) fees and renewal cycle.** (1) Pharmacist, pharmacy technician, ~~((and))~~ pharmacy intern ~~((licenses)), and pharmacy assistant credentials~~ must be renewed every year on the practitioner's birthday as provided in chapter 246-12 WAC, Part 2.

(2) Pharmacy location ~~((, controlled substance registration (pharmacy)))~~ credentials, controlled ~~((Substances Act))~~ substance researcher registration, ~~((pharmacy technician utilization, and shopkeepers differential hours licenses))~~ drug dog handler K9 registration, and other Controlled Substances Act registrations will expire on June 1<sup>st</sup> of each year.

(3) All other ~~((licenses))~~ credentials, including health care entity ~~((licenses, registrations, permits, or certifications)),~~ will expire on October 1<sup>st</sup> of each year, except the shopkeeper endorsement which expires annually associated with a business license issued by the department of revenue.

(4) The following nonrefundable fees will be charged for pharmacy ~~((location))~~ professionals:

<del>((Title of fee</del>	<b>Fee</b>
Original pharmacy fee	\$370.00
Original pharmacy technician utilization fee	65.00
Renewal pharmacy fee	405.00
Renewal pharmacy technician utilization fee	75.00
Penalty pharmacy fee	205.00

~~(5) The following nonrefundable fees will be charged for vendor:~~

Original fee	75.00
Renewal fee	75.00
Penalty fee	50.00

~~(6) The following nonrefundable fees will be charged for pharmacist:~~

Original license fee	145.00
Renewal fee, active and inactive license	190.00
Renewal fee, retired license	25.00
Penalty fee	100.00
Expired license reissuance (active and inactive)	90.00
Reciprocity fee	335.00
Certification of license status to other states	30.00
Retired license	25.00
Temporary permit	65.00

~~(7) The following nonrefundable fees will be charged for shopkeeper:~~

Original fee	40.00
Renewal fee	40.00

Penalty fee	40.00
<del>Shopkeeper - With differential hours:</del>	
Original fee	35.00
Renewal fee	35.00
Penalty fee	35.00

~~(8) The following nonrefundable fees will be charged for drug manufacturer:~~

Original fee	590.00
Renewal fee	590.00
Penalty fee	295.00

~~(9) The following nonrefundable fees will be charged for drug wholesaler - Full line:~~

Original fee	590.00
Renewal fee	590.00
Penalty fee	295.00

~~(10) The following nonrefundable fees will be charged for drug wholesaler - OTC only:~~

Original fee	330.00
Renewal fee	330.00
Penalty fee	165.00

~~(11) The following nonrefundable fees will be charged for drug wholesaler - Export:~~

Original fee	590.00
Renewal fee	590.00
Penalty	295.00

~~(12) The following nonrefundable fees will be charged for drug wholesaler - Export nonprofit humanitarian organization:~~

Original fee	25.00
Renewal fee	25.00
Penalty	25.00

~~(13) The following nonrefundable fees will be charged for pharmacy technician:~~

Original fee	60.00
Renewal fee	50.00
Penalty fee	50.00
Expired license reissuance	50.00

~~(14) The following nonrefundable fees will be charged for pharmacy intern:~~

Original registration fee	30.00
Renewal registration fee	30.00

~~(15) The following nonrefundable fees will be charged for Controlled Substances Act (CSA):~~

Registrations	
Dispensing registration fee (i.e., pharmacies and health care entities)	80.00

Dispensing renewal fee (i.e., pharmacies and health care entities)	-65.00
Distributors registration fee (i.e., wholesalers)	115.00
Distributors renewal fee (i.e., wholesalers)	115.00
Manufacturers registration fee	115.00
Manufacturers renewal fee	115.00
Sodium pentobarbital for animal euthanization registration fee	-40.00
Sodium pentobarbital for animal euthanization renewal fee	-40.00
Researchers registration fee	400.00
Researchers renewal fee	400.00
Other CSA registrations	-40.00

~~(16) The following nonrefundable fees will be charged for legend drug sample - Distributor:~~

Registration fees	
Original fee	365.00
Renewal fee	265.00
Penalty fee	135.00

~~(17) The following nonrefundable fees will be charged for poison manufacturer/seller - License fees:~~

Original fee	40.00
Renewal fee	40.00

~~(18) The following nonrefundable fees will be charged for facility inspection fee:~~

200.00

~~(19) The following nonrefundable fees will be charged for precursor control permit:~~

Original fee	65.00
Renewal fee	65.00

~~(20) The following nonrefundable fees will be charged for license reissue:~~

Reissue fee	30.00
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~~(21) The following nonrefundable fees will be charged for health care entity:~~

Original fee	365.00
Renewal	265.00
Penalty	135.00))

(a) All pharmacy professionals:

<u>Title of fee</u>	<u>Fee</u>
<u>Verification of credential</u>	<u>\$25.00</u>
<u>Duplicate credential</u>	<u>10.00</u>

(b) Pharmacist:

<u>Original credential</u>	\$200.00
<u>Renewal</u>	265.00
<u>Late renewal penalty</u>	135.00
<u>Expired credential reissuance</u>	265.00
<u>Inactive credential renewal</u>	265.00
<u>Retired credential application</u>	25.00
<u>Retired credential renewal</u>	25.00
<u>Temporary permit</u>	100.00
<u>Reciprocity</u>	465.00

(c) Pharmacy technician:

<u>Original credential</u>	\$70.00
<u>Renewal</u>	70.00
<u>Late renewal penalty</u>	50.00
<u>Expired credential reissuance</u>	70.00

(d) Pharmacy intern:

<u>Original credential</u>	\$45.00
<u>Renewal</u>	45.00
<u>Late renewal penalty</u>	45.00
<u>Verification of internship hours</u>	25.00
<u>Expired credential reissuance</u>	45.00

(e) Pharmacy assistant:

<u>Original credential</u>	\$35.00
<u>Renewal</u>	35.00
<u>Late renewal penalty</u>	35.00
<u>Expired credential reissuance</u>	35.00

(5) The following nonrefundable fees will be charged for pharmaceutical firms:

(a) All pharmaceutical firms:

<u>Verification of credential</u>	\$25.00
<u>Duplicate credential</u>	10.00
<u>Facility inspection</u>	400.00

(b) Pharmacy (includes hospital pharmacies):

**Pharmacy credential** (for hospital pharmacy associated clinics, see WAC 246-907-0302)

<u>Original credential</u>	\$540.00
<u>Renewal</u>	540.00
<u>Late renewal penalty</u>	270.00

**Pharmacy technician utilization**

<u>Original utilization</u>	100.00
<u>Renewal</u>	100.00

**Controlled substances authority**

<u>Original credential</u>	150.00
<u>Renewal</u>	150.00

**With differential hours**

<u>Original credential</u>	55.00
<u>Renewal</u>	55.00

(c) Nonresident pharmacy:

**Pharmacy credential**

<u>Original credential</u>	\$540.00
<u>Renewal</u>	540.00
<u>Late renewal penalty</u>	270.00

**Controlled substances authority**

<u>Original credential</u>	150.00
<u>Renewal</u>	150.00

(d) Controlled substance researcher:

<u>Original credential</u>	\$400.00
<u>Renewal</u>	400.00

(e) Other controlled substances act registrations (i.e., analytical laboratories, school laboratories):

<u>Original credential</u>	\$360.00
<u>Renewal</u>	360.00

(f) Drug dog handler K9 registration:

<u>Original credential</u>	\$55.00
<u>Renewal</u>	55.00

(g) Health care entity:

**Health care entity credential**

<u>Original credential</u>	\$540.00
<u>Renewal</u>	540.00
<u>Late renewal penalty</u>	270.00

**Controlled substances authority**

<u>Original credential</u>	150.00
<u>Renewal</u>	150.00

(h) Drug manufacturer:

**Manufacturer credential**

<u>Original credential</u>	\$825.00
<u>Renewal</u>	825.00
<u>Late renewal penalty</u>	300.00

**Controlled substances authority**

<u>Original credential</u>	150.00
<u>Renewal</u>	150.00

(i) Drug wholesaler - Full line:

**Wholesaler credential**

<u>Original credential</u>	\$825.00
<u>Renewal</u>	825.00
<u>Late renewal penalty</u>	300.00

**Controlled substances authority**

<u>Original credential</u>	150.00
<u>Renewal</u>	150.00

(j) Drug wholesaler - Export:

**Wholesaler credential**

	<u>Original credential</u>	<u>\$825.00</u>
	<u>Renewal</u>	<u>825.00</u>
	<u>Late renewal penalty</u>	<u>300.00</u>
<u>(k) Drug wholesaler - OTC only:</u>		
	<u>Original credential</u>	<u>\$465.00</u>
	<u>Renewal</u>	<u>465.00</u>
	<u>Late renewal penalty</u>	<u>235.00</u>
<u>(l) Drug wholesaler - Export nonprofit humanitarian organization:</u>		
	<b><u>Wholesaler credential</u></b>	
	<u>Original credential</u>	<u>\$25.00</u>
	<u>Renewal</u>	<u>25.00</u>
	<u>Late renewal penalty</u>	<u>25.00</u>
<u>(m) Legend drug sample distributor:</u>		
	<b><u>Distributor credential</u></b>	
	<u>Original credential</u>	<u>\$540.00</u>
	<u>Renewal</u>	<u>540.00</u>
	<u>Late renewal penalty</u>	<u>270.00</u>
	<b><u>Controlled substances authority</u></b>	
	<u>Original credential</u>	<u>150.00</u>
	<u>Renewal</u>	<u>150.00</u>
<u>(n) Poison manufacturer/seller:</u>		
	<u>Original credential</u>	<u>\$55.00</u>
	<u>Renewal</u>	<u>55.00</u>
	<u>Late renewal penalty</u>	<u>50.00</u>
<u>(o) Precursor chemicals:</u>		
	<u>Original credential</u>	<u>\$55.00</u>
	<u>Renewal</u>	<u>55.00</u>
	<u>Late renewal penalty</u>	<u>50.00</u>
<u>(p) Itinerant vendor:</u>		
	<u>Original credential</u>	<u>\$55.00</u>
	<u>Renewal</u>	<u>55.00</u>
	<u>Late renewal penalty</u>	<u>50.00</u>
<u>(q) Sodium pentobarbital for animal euthanization:</u>		
	<u>Original credential</u>	<u>\$55.00</u>
	<u>Renewal</u>	<u>55.00</u>
	<u>Late renewal penalty</u>	<u>50.00</u>
<u>(r) Shopkeeper:</u>		
	<u>Original credential</u>	<u>\$55.00</u>
	<u>Renewal</u>	<u>55.00</u>



**WAC 246-907-0302 Hospital pharmacy associated clinics (~~licensing periods and fees~~) fees and renewal cycle.** (1) Parent hospital pharmacy licenses with one or more hospital pharmacy associated clinics (HPAC) expire on June 1st of each year.

(2) A parent hospital pharmacy must submit fees for HPACs in addition to fees set in WAC 246-907-030(4). HPAC fees are due annually, except as provided under subsection (3)(d) of this section.

(3) A parent hospital pharmacy must submit the following nonrefundable fees based on category and number of HPACs as defined in WAC 246-873A-020(3) added to the parent hospital pharmacy license.

(a) **Category 1 HPAC.** A parent hospital pharmacy must submit the Category 1 HPAC fee according to the number of Category 1 HPACs under the parent hospital pharmacy license.

HPAC tier	Number of Category 1 HPACs under parent hospital pharmacy license	Total annual fee
A	1-10	<del>\$(640.00)</del> 895.00
B	11-50	<del>\$(1,600.00)</del> 2,240.00
C	51-100	<del>\$(2,240.00)</del> 3,125.00
D	Over 100	<del>\$(2,880.00)</del> 4,025.00

(b) **Category 2 HPAC.** A parent hospital pharmacy must submit the Category 2 HPAC fee for each Category 2 HPAC under the parent hospital pharmacy license.

Category 2 HPAC fee	<del>\$(540.00)</del> 755.00
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(c) The department charges a processing fee of fifty-five dollars for an amended license to change the number of HPACs.

(d) If at any time a parent hospital pharmacy submits an addendum increasing the number of HPACs on the parent hospital pharmacy license, which changes the applicable HPAC tier to a higher fee amount, the parent hospital pharmacy shall submit the difference in fees with the addendum.

(e) The department will not refund fees when a tier reduction occurs between renewal periods.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-907-0301 Pharmacy assistant licensing periods and fees—Fees and renewal cycle.