

## BOARDS AND COMMISSIONS

### Board of Pharmacy

#### (Amendment)

#### **201 KAR 2:050. Licenses and permits; fees.**

RELATES TO: KRS 218A.205(3)(g), 315.035(1), (2), (4), 315.0351(1), 315.036(1), 315.050(5), 315.060, 315.110, 315.120, 315.191, 315.402

STATUTORY AUTHORITY: KRS 218A.205(3)(g), 315.035(1), (2), (4), 315.036(1), 315.050(5), 315.060, 315.110(1), 315.120(4), 315.191(1)(i), 315.402(1)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 315.191(1)(i) authorizes the board to assess reasonable fees for services rendered to perform its duties and responsibilities. This administrative regulation establishes reasonable fees for the board to perform all the functions for which it is responsible.

Section 1. The following fees shall be paid in connection with pharmacist examinations and licenses, pharmacy permits, intern certificates, and the issuance and renewal of licenses and permits:

- (1) Application for initial pharmacist license - \$150;
- (2) Application and initial license for a pharmacist license by license transfer - \$250;
- (3) Annual renewal of a pharmacist license - ninety-five (95) dollars;
- (4) Delinquent renewal penalty for a pharmacist license - ninety-five (95) dollars;
- (5) Annual renewal of an inactive pharmacist license - ten (10) dollars;
- (6) Pharmacy intern certificate valid six (6) years - twenty-five (25) dollars;
- (7) Duplicate of original pharmacist license wall certificate - seventy-five (75) dollars;
- (8) Application for a permit to operate a pharmacy - \$150;
- (9) Renewal of a permit to operate a pharmacy - \$150;
- (10) Delinquent renewal penalty for a permit to operate a pharmacy - \$150 dollars;
- (11) Change of location or change of ownership of a pharmacy or manufacturer permit - \$150;
- (12) Application for a permit to operate as a manufacturer - \$150;
- (13) Renewal of a permit to operate as a manufacturer - \$150;
- (14) Delinquent renewal penalty for a permit to operate as a manufacturer - \$150;
- (15) Change of location or change of ownership of a wholesale distributor license - \$150;
- (16) Application for a license to operate as a wholesale distributor - \$150;
- (17) Renewal of a license to operate as a wholesale distributor - \$150;
- (18) Delinquent renewal penalty for a license to operate as a wholesale distributor - \$150;
- (19) Query to the National Practitioner Data Bank of the United States Department of Health and Human Services - twenty-five (25) dollars;
- (20) Application for non-resident pharmacist license - fifty (50) dollars;
- (21) Renewal for non-resident pharmacist license - fifty (50) dollars; and
- (22) Delinquent renewal penalty for non-resident pharmacist license - fifty (50) dollars.

Section 2. A pharmacy permit applicant shall submit:

- (1) An initial or renewal application for a pharmacy permit on either the:
  - (a)
    1. Application for Permit to Operate a Pharmacy in Kentucky; or
    2. Application for Resident Pharmacy Permit Renewal; or
  - (b)
    1. Application for Non-Resident Pharmacy Permit, as incorporated by reference into 201 KAR 2:465; or
    2. Application for Non-Resident Pharmacy Permit Renewal, as incorporated by reference into 201 KAR 2:465; and

(2) As appropriate, the:

- (a) Initial application fee established by Section 1(8) of this administrative regulation;
- or
- (b) Renewal fee established by Section 1(9) of this administrative regulation.

Section 3. All fees shall be non-refundable.

Section 4. Applications shall expire one (1) year after the date the application is received by the board.

Section 5. Incorporation by Reference.

(1) The following material is incorporated by reference:

- (a) "Application for Permit to Operate a Pharmacy in Kentucky", Form 1, 6/2023; and
- (b) "Application for Resident Pharmacy Permit Renewal", Form 2, 6/2023.

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Board of Pharmacy, State Office Building Annex, Suite 300, 125 Holmes Street, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m. This material is also available on the board's Web site at <https://pharmacy.ky.gov/Businesses/Pages/Pharmacy.aspx>.

*CHRISTOPHER HARLOW, Pharm.D. Executive Director*

APPROVED BY AGENCY: April 15, 2024

FILED WITH LRC: April 15, 2024 at 10:00 a.m.

**PUBLIC HEARING AND COMMENT PERIOD:** A public hearing on this administrative regulation shall be held on June 25, 2024, at 10:00 a.m. Eastern Time via zoom teleconference. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through June 30, 2024. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

**CONTACT PERSON:** Christopher Harlow, Executive Director, Kentucky Board of Pharmacy, 125 Holmes Street, Suite 300, State Office Building Annex, Frankfort, Kentucky 40601, phone (502) 564-7910, fax (502) 696-3806, email [Christopher.harlow@ky.gov](mailto:Christopher.harlow@ky.gov).