



Louisiana Board of Pharmacy

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February 7, 2014

Senator John A Alario, Jr., President
Louisiana Senate
PO Box 94183
Baton Rouge, LA 70804

Via E-mail: APA.SenatePresident@legis.la.gov

Electronic Mail – Delivery Receipt Requested

Re: Annual Report on Rulemaking Activities

Report No. 3 of 3 for Project 2012-11 ~ Durable Medical Equipment Permits
Report No. 3 of 3 for Project 2013-02 ~ Hospital Off-Site Satellite Pharmacies
Report No. 3 of 3 for Project 2013-03 ~ Pharmacy Technician Training Programs
Report No. 3 of 3 for Project 2013-04 ~ Preferential Licensing for Military Personnel
Report No. 3 of 3 for Project 2013-05 ~ Collaborative Drug Therapy Management
Report No. 3 of 3 for Project 2013-06 ~ Penal Pharmacy Permit Revision

Dear Senator Alario:

In compliance with the provisions of the Administrative Procedures Act, more specifically at La. R.S. 49:968(K), please accept this letter as our third and final report relative to these rulemaking projects, all of which were completed during Calendar Year 2013.

- *Regulatory Project 2012-11 ~ Durable Medical Equipment Permits*

The Board adopted an Emergency Rule on May 2, 2012 to establish new requirements for suppliers of durable medical equipment. We submitted our report to you on May 4, 2012. The board re-issued the same Emergency Rule on August 31, 2012, and we submitted our report to you on that same day. The Board again re-issued the same Emergency Rule on December 29, 2012, and we submitted our report to you on that same day.

We submitted our first report to you for the regular rulemaking process on November 13, 2012; the Notice of Intent was published in the November 20, 2012 edition of the Louisiana Register. As advertised in the notice, we conducted a public hearing on December 27, 2012 to receive comments and testimony. In response to the single comment requesting a technical amendment, the Board offered the technical clarifying amendment to the original proposal.

We submitted our second report to you on January 5, 2013. With no request for further information from the Joint Legislative Oversight Committee on Health and Welfare, the Board published the Final Rule in the March 20, 2013 edition of the Louisiana Register.

- *Regulatory Project 2013-02 ~ Hospital Off-Site Satellite Pharmacies*

We submitted our first report to you on January 10, 2013; the Notice of Intent was published in the January 20, 2013 edition of the Louisiana Register. As advertised in the notice, we conducted a public hearing on February 27, 2013 to receive comments and testimony. The board received no comments or testimony relative to the proposed rule.

We submitted our second report to you on March 15, 2013. With no request for further information from the Joint Legislative Oversight Committee on Health and Welfare, the Board published the Final Rule in the May 20, 2013 edition of the Louisiana Register.

- *Regulatory Project 2013-03 ~ Pharmacy Technician Training Programs*

We submitted our first report to you on April 10, 2013; the Notice of Intent was published in the April 20, 2013 edition of the Louisiana Register. As advertised in the notice, we conducted a public hearing on May 30, 2013 to receive comments and testimony. The Board received one written comment and responded to the commentator. No amendments to the original proposal were recommended by the Board.

We submitted our second report to you on June 4, 2013. With no request for further information from the Joint Legislative Oversight Committee on Health and Welfare, the Board published the Final Rule in the July 20, 2013 edition of the Louisiana Register.

- *Regulatory Project 2013-04 ~ Preferential Licensing for Military Personnel*

We submitted our first report to you on July 10, 2013; the Notice of Intent was published in the July 20, 2013 edition of the Louisiana Register. As advertised in the notice, we conducted a public hearing on August 27, 2013 to receive comments and testimony. The Board received no comments or testimony relative to the proposed rule.

We submitted our second report to you on September 23, 2013. With no request for further information from the Joint Legislative Oversight Committee on Health and Welfare, the Board published the Final Rule in the November 20, 2013 edition of the Louisiana Register.

- *Regulatory Project 2013-05 ~ Collaborative Drug Therapy Management*

We submitted our first report to you on July 10, 2013; the Notice of Intent was published in the July 20, 2013 edition of the Louisiana Register. As advertised in the notice, we conducted a public hearing on August 27, 2013 to receive comments and testimony. The Board received three written comments and testimony from three persons at the hearing. Following their consideration of those comments and testimony, the Board determined that no amendments to the original proposal were necessary.

We submitted our second report to you on November 8, 2013. With no request for further information from the Joint Legislative Oversight Committee on Health and Welfare, the Board published the Final Rule in the December 20, 2013 edition of the Louisiana Register.

- *Regulatory Project 2013-06 ~ Penal Pharmacy Permit Revision*

We submitted our first report to you on July 10, 2013; the Notice of Intent was published in the July 20, 2013 edition of the Louisiana Register. As advertised in the notice, we conducted a public hearing on August 27, 2013 to receive comments and testimony. The Board received one written comment and testimony from the same commentator. The Board offered one non-substantive clarifying amendment as requested by the commentator.

We submitted our second report to you on October 3, 2013. With no request for further information from the Joint Legislative Oversight Committee on Health and Welfare, the Board published the Final Rule in the November 20, 2013 edition of the Louisiana Register.

Finally, we trust that copies of our previous reports for all of these completed projects reside in your archives; however, in the event you need additional copies or any other information, please contact me directly at mbroussard@pharmacy.la.gov or 225.925.6481.

For the Board:



Malcolm J Broussard
Executive Director

cc: Chair, Senate Committee on Health & Welfare
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