

BOARD OF PHARMACY

DIVISION 110

FEES

855-110-0003

General

(1) All fees paid under these rules are non-refundable.

(2) Fees cannot be prorated.

(3) A delinquent fee must be paid:

(a) When an application is postmarked after the date specified in these rules; or

(b) When an application is submitted incomplete and the Board requests the missing information; or

(c) When the Board requests additional information, and this information is not provided within 30 days;

Stat. Auth.: ORS 689.205

Stats.Implemented: ORS 689.135

855-110-0005

Licensing Fees

(1) Pharmacist license examination (**NAPLEX**) and re-examination fee -- \$50.

(2) Pharmacist jurisprudence re-examination fee -- \$25.

(3) Pharmacist licensing by reciprocity fee -- \$200.

(4) Pharmacist licensing by score transfer fee -- \$200.

(5) Intern License fee. Expires **November 30 every two years** ~~May 31 every four years~~ -- \$30.

(6) Pharmacist:

(a) License fee. Expires June 30 annually -- \$120. Delinquent renewal fee, (postmarked after May 31) -- \$50.

(b) Electronic Prescription Monitoring Fund fee. Due by May 31 annually -- \$25. (This is a mandatory fee that must be paid with the pharmacist license renewal fee).

(7) Certification of approved providers of continuing education courses fee, none at this time.

(8) Technician license fee. Expires September 30 annually -- \$35. Delinquent renewal fee, (postmarked after August 31) -- \$20.

(9) Certified Pharmacy Technician license fee. Expires September 30 annually -- \$35. Delinquent renewal fee, (postmarked after August 31) -- \$20.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.135, **Chapter 799, Oregon Laws 2009**

855-110-0007

Fees for Registration, Renewal, and Reinspection of Drug Outlets

(1) County Health Clinic (**including family planning clinics**). Expires March 31 annually. -- \$75. Delinquent renewal fee (postmarked after February 28) -- \$25.

(2) Drug ~~Room~~ fee (**including correctional facility**). Expires March 31 annually -- \$75. Delinquent renewal fee (postmarked after February 28) -- \$75.

(3) **(a)** Manufacturer. Expires September 30 annually -- \$400. Delinquent renewal fee (postmarked after August 31) -- \$100.

(b) Drug Distribution Agent. Expires September 30 annually -- \$400. Delinquent renewal fee (postmarked after August 31) -- \$100.

(4) Medical Device, Equipment & Gas (MDEG) Class C. Expires January 31 annually -- \$50. Delinquent renewal fee (postmarked after December 31) -- \$25.

(5) Nonprescription Class A. Expires January 31 annually -- \$50. Delinquent renewal fee (postmarked after December 31) -- \$25.

(6) Nonprescription Class B. Expires January 31 annually -- \$25. Delinquent renewal fee (postmarked after December 31) -- \$10.

- (7) Nonprescription Class D. Expires January 31 annually -- \$100. Delinquent renewal fee (postmarked after December 31) -- \$25.
- (8) Prophylactic and/or Contraceptive Wholesaler and/or Manufacturer -- \$50. Expires December 31 annually.
- (9) Reinspection fee -- \$100. Applies to any reinspection of a drug outlet occasioned to verify corrections of violations found in an initial inspection.
- (10) Retail or Institutional Drug Outlet. Expires March 31 annually -- \$175. Delinquent renewal fee (postmarked after February 28) -- \$75.
- ~~(11) Student Health Center. Expires March 31 annually -- \$75. Delinquent renewal fee (postmarked after February 28) -- \$25.~~
- ~~(12) Veterinary Drug Outlet, Expires September 30 annually -- \$00. Delinquent renewal fee (postmarked after August 31) -- \$00.~~
- ~~(13) Wholesaler. Expires September 30 annually -- \$400. Delinquent renewal fee (postmarked after August 31) -- \$100.~~
- ~~(14) Remote Dispensing Machine. Expires March 31 annually -- \$100. Due by February 28 annually.~~

Stat. Auth.: ORS 689.205

Stats.Implemented: ORS 689.135

855-110-0010

Fees for Registration for Controlled Substances under ORS 475.095

- (1) Animal euthanasia controlled substance registration; fee -- \$25 annually.
- (2) County Health Clinics controlled substance registration fee -- \$25 annually.
- (3) Drug Room **(including correctional facility)** controlled substance registration fee -- \$25 annually.
- (4) **(a)** Manufacturers controlled substance registration fee -- \$50 annually.
- (b) Drug Distribution Agent controlled substance registration fee -- \$50 annually.**
- (5) Retail or Institutional Drug Outlet controlled substance registration fee -- \$25 annually.

(6) Schedule II Precursor Registration fee -- \$25 annually.

(7) Wholesalers controlled substance registration fee -- \$50 annually.

(8) Remote Dispensing Machine controlled substance registration fee -- \$25 annually.

Stat. Auth.: ORS 689.205

Stats.Implemented: ORS 689.135

855-110-0015

Administrative Fees

(1) The Board of Pharmacy may charge a fee reasonably calculated to reimburse the agency for costs of providing and conveying copies of public records, **and other administrative services.**

(2) All fees and charges must be paid before public records will be available for inspection or copies provided.

~~(3) The Board establishes the following fees:~~

~~(a) Photocopying: First page copied \$1; Each additional page 25 cents;~~

~~(b) Photocopying: If research is necessary/per hour \$60 minimum charge \$15;~~

~~(c) Computer list/pharmacist or pharmacy/per set \$75;~~

~~(d) Labels (Peel 'n' stick)/pharmacist or pharmacy: Per set \$80;~~

~~(e) Computer disk/pharmacists or pharmacy: Per disk \$80;~~

~~(f) Minutes/per year \$35;~~

~~(g) Individual Board meeting minutes/per month \$5;~~

~~(h) Cassette tape recordings: Two sides \$9. One side \$6. Portions of sides one and two \$9;~~

~~(i) Statutes and Rules/per set \$15. Statutes only \$5. Rules only. \$10;~~

~~(j) Poison Register/each \$10;~~

~~(k) Grade Certification/each \$10;~~

~~(l) Pharmacist Wall Certificate, duplicate \$15.~~

(3) Costs include but are not limited to:

(a) The services and supplies used in making the records available;

(b) The time spent locating the requested records, reviewing the records, and redacting, or separating material exempt from disclosure;

(c) Supervising a person's inspection of original documents;

(d) Copying records;

(e) Certified copies of records and licenses;

(f) Summarizing, compiling, or organizing the public records to meet the person's request;

(g) Searching for and reviewing records even if the records subsequently are determined to be exempt from disclosure;

(h) Postal and freight charges for shipping the copies of the public records, sent first class or bulk rate based on weight;

(i) Indirect costs or third party charges associated with copying and preparing the public records;

(j) Costs associated with electronic retrieval of records;

(k) Actual costs charged by the Attorney General's office for attorney's time spent in reviewing and redacting material from the records, and in separating material into exempt and nonexempt records. A fee may not be charged for the cost of time spent by an attorney in determining the application of the provisions of ORS 192.410 to 192-505;

(L) Staff time calculated based on the hourly rate of pay and fringe benefits for the position of the person performing the work;

(m) The cost of publications will be based on the actual costs of development, printing and distribution as determined by the Board;

(4) The Board shall establish and publish a list of fees used to charge requestors for the costs of preparing and making available the following:

(a) Photocopies;

(b) Facsimile copies. The Board may limit the transmission to thirty pages;

(c) Electronic copies, CDs, DVDs, and other electronically generated materials including lists electronically mailed from the Board database. The Board shall determine what electronic media for reproduction of computer records may be used and whether the electronic media is to be provided by the Board or the requestor;

(d) Manual license verification;

(e) Publications including but not limited to:

(A) Copies of Laws and Rules;

(B) The newsletter.

(f) Licensee duplicate wall certificates;

(g) Duplicate renewal forms;

(h) Re-mailing of returned mail when a licensee or registrant has failed to notify the Board of a change of address.

(5) The Board shall review the list of fees not less than biennially, to assure that the fees reflect current Board costs.

(6) No additional fee may be charged for providing records or documents in an alternative format when required by the Americans with Disabilities Act.

(7) The Board shall notify requestors of the estimated fees for making the public records available for inspection or for providing copies to the requestor. If the estimated fees exceed \$25, the Board shall provide written notice and may not act further to respond to the request until the requestor notifies the Board, in writing, to proceed with making the records available.

(8) The Board or its designee may reduce or waive any of the above administrative fees when a determination is made that the waiver or reduction of fees is in the public interest. Factors that may be taken into account in making such a determination include, but are not limited to:

(a) The overall costs incurred by the Board are negligible; or

(b) Providing the requested records or documents is within the normal scope of the Board's activity; or

(c) Requiring payment would cause extreme or undue financial hardship upon the requestor; or

(d) The request is a discovery request made as part of pending administrative, judicial or arbitration proceedings.

(9) If the Board denies an application for waiver or reduction of fees, the requestor may petition the Attorney General under the provisions of ORS 192.440(5) and 192.450.

(10) The Board establishes the following fees for inspection of out-of-state registrants. When an inspection is requested by an applicant for registration or renewal of registration, the Board shall execute an agreement with the applicant that must specify that the applicant will pay:

(a) The travel expenses of each Board staff person (inspector) by coach class commercial air or by rental car;

(b) The hotel costs of the inspector, subject to the applicant arranging accommodation in a hotel that is, whenever possible, on the federal per-diem list;

(c) Rental car costs for the inspector unless the applicant provides adequate ground transportation;

(d) The per-diem expenses of the inspector;

(e) A fee for the Board's time and expenses calculated as:

(A) The daily compensation of the inspector, plus the costs of any fringe benefits charged to the Board, multiplied by: one plus the number of days or partial days the inspector is away from their normal workplace;

Plus

(B) An administrative fee of \$750.

(11) In addition to the reinspection fee specified in OAR 855-110-0007, the Board establishes the following administrative fees for a re-inspection of any Oregon drug outlet that is necessary to verify corrections of violations found in an initial inspection:

(a) The travel, hotel and per diem costs for the inspector; and

(b) The hourly compensation of the inspector plus the cost of any fringe benefits charged to the Board multiplied by the number of hours necessary for the reinspection.

Stat. Auth.: ORS 689.205

Stats.Implemented: ORS 192.430, ORS 192.440