

**Introduced by Senator Stone**

February 19, 2016

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An act to amend Section 4001 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 1454, as introduced, Stone. Pharmacy.

The Pharmacy Law establishes in the Department of Consumer Affairs the California State Board of Pharmacy, which consists of 13 members.

This bill would make a nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 4001 of the Business and Professions  
2 Code is amended to read:  
3 4001. (a) There is in the Department of Consumer Affairs a  
4 California State Board of Pharmacy in which the administration  
5 and enforcement of this chapter is vested. The board ~~consists is~~  
6 *composed* of 13 members.  
7 (b) The Governor shall appoint seven competent pharmacists  
8 who reside in different parts of the state to serve as members of  
9 the board. The Governor shall appoint four public members, and  
10 the Senate Committee on Rules and the Speaker of the Assembly  
11 shall each appoint a public member who shall not be a licensee of  
12 the board, any other board under this division, or any board referred  
13 to in Section 1000 or 3600.

1 (c) At least five of the seven pharmacist appointees to the board  
2 shall be pharmacists who are actively engaged in the practice of  
3 pharmacy. Additionally, the membership of the board shall include  
4 at least one pharmacist representative from each of the following  
5 practice settings: an acute care hospital, an independent community  
6 pharmacy, a chain community pharmacy, and a long-term health  
7 care or skilled nursing facility. The pharmacist appointees shall  
8 also include a pharmacist who is a member of a labor union that  
9 represents pharmacists. For the purposes of this subdivision, a  
10 “chain community pharmacy” means a chain of 75 or more stores  
11 in California under the same ownership, and an “independent  
12 community pharmacy” means a pharmacy owned by a person or  
13 entity who owns no more than four pharmacies in California.

14 (d) Members of the board shall be appointed for a term of four  
15 years. No person shall serve as a member of the board for more  
16 than two consecutive terms. Each member shall hold office until  
17 the appointment and qualification of his or her successor or until  
18 one year shall have elapsed since the expiration of the term for  
19 which the member was appointed, whichever first occurs.  
20 Vacancies occurring shall be filled by appointment for the  
21 unexpired term.

22 (e) Each member of the board shall receive a per diem and  
23 expenses as provided in Section 103.

24 (f) This section shall remain in effect only until January 1, 2017,  
25 and as of that date is repealed, unless a later enacted statute, that  
26 is enacted before January 1, 2017, deletes or extends that date.  
27 Notwithstanding any other provision of law, the repeal of this  
28 section renders the board subject to review by the appropriate  
29 policy committees of the Legislature.