

Offered: 5/25/84  
Referred: Rules

Original sponsor: Labor and Commerce Committee

1 IN THE HOUSE

BY THE LABOR AND  
COMMERCE COMMITTEE

2

SENATE CS FOR CS FOR HOUSE BILL NO. 716 (L&C)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the Board of Pharmacy; and pro-  
7 viding for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 08.03.010(c)(4) is amended to read:

10 (4) Board of Pharmacy (AS 08.80.010) -- June 30, 1988  
11 [1984].

12 \* Sec. 2. AS 08.80.030 is amended to read:

13 Sec. 08.80.030. POWERS OF THE BOARD. The board may

14 (1) elect a president and secretary from its membership and  
15 adopt rules for the conduct of its business;

16 (2) examine applicants for registration as pharmacists;

17 (3) investigate individually, collectively, or through its  
18 agent, for violations of this chapter, or of any other state or  
19 federal statute relating to the practice of pharmacy;

20 (4) adopt regulations [AND DO WHATEVER ELSE IS NECESSARY  
21 AND ADVISABLE] to carry out the purposes of this chapter;

22 (5) [PROMULGATE REGULATIONS TO CARRY OUT THE PURPOSES OF  
23 THIS CHAPTER;

24 (6) Repealed

25 (7)] register intern pharmacists and adopt regulations  
26 [PROMULGATE RULES] relating to their minimum experience requirements;

27 (6) adopt [(8) PROMULGATE] regulations to ensure adequate  
28 security for all dangerous drugs;

29 (7) [(9)] adopt requirements for licensing in addition to

1 the requirements set out in this chapter.

2 \* Sec. 3. AS 08.80 is amended by adding new sections to read:

3 Sec. 08.80.095. EXECUTIVE SECRETARY. The board may hire an  
4 executive secretary to assist in implementing this chapter and in  
5 regulating controlled substances under AS 17.30. The executive  
6 secretary shall be a member of the partially exempt service under  
7 AS 39.25.120.

8 Sec. 08.80.097. DUTIES OF THE EXECUTIVE SECRETARY. The  
9 executive secretary shall

10 (1) serve as liaison with the national association of  
11 boards of pharmacy;

12 (2) under the supervision of the board, administer the  
13 state pharmacy examination;

14 (3) serve as liaison with the Drug Enforcement  
15 Administration on all matters pertaining to the legitimate use of  
16 controlled substances by members of the medical community;

17 (4) maintain files and records approved by the board; and

18 (5) perform other duties required by the board.

19 Sec. 08.80.099. INVESTIGATIONS. (a) The executive secretary,  
20 under the supervision of the board, may inspect pharmacies and  
21 investigate complaints to determine whether any person has violated  
22 this chapter or AS 17.30 or a regulation adopted under either chapter  
23 or to secure information useful in the administration of either  
24 chapter.

25 (b) If the executive secretary believes that a person may have  
26 engaged in or be about to engage in an act or practice in violation of  
27 this chapter or AS 17.30 or a regulation adopted under either chapter,  
28 the executive secretary shall investigate the matter in accordance  
29 with this chapter or AS 17.30 and immediately send written notice of

1 the investigation to each board member and to the department.

2 \* Sec. 4. AS 39.25.120(c) is amended to read:

3 (c) The following positions in the state service constitute the  
4 partially exempt service:

5 (1) deputy and assistant commissioners of the principal  
6 departments of the executive branch, including the assistant adjutant  
7 general of the Department of Military Affairs;

8 (2) the directors of the major divisions of the principal  
9 departments of the executive branch and the regional directors of the  
10 Department of Transportation and Public Facilities;

11 (3) attorney members of the staff of the Department of Law  
12 and of the public defender agency;

13 (4) one private secretary for each head of a principal  
14 department in the executive branch;

15 (5) employees of councils, boards, or commissions  
16 established by statute in the Office of the Governor or the office of  
17 the lieutenant governor, unless a different classification is provided  
18 by statute;

19 (6) the executive director, deputy director, hearing  
20 officers, and administrative law judges of the Alaska Public Utilities  
21 Commission;

22 (7) the director, deputy director, staff legal counsel, and  
23 hearing officers of the Alaska Transportation Commission;

24 (8) not more than two special assistants to the  
25 commissioner of each of the principal departments of the executive  
26 branch, but the number may be increased if the partially exempt  
27 service is extended under AS 39.25.130 to include the additional  
28 special assistants;

29 (9) the principal executive officer of the following

1 boards, councils, or commissions:

2 (A) Alaska Public Broadcasting Commission;

3 (B) Professional Teaching Practices Commission;

4 (C) Parole Board;

5 (D) Board of Nursing;

6 (E) Real Estate Commission;

7 (F) Alaska Royalty Oil and Gas Development Advisory  
8 Board;

9 (G) Alaska Historical Commission;

10 (H) Alaska State Council on the Arts;

11 (I) Alaska Police Standards Council;

12 (J) Council on Science and Technology;

13 (K) Older Alaskans Commission;

14 (L) Board of Pharmacy;

15 (10) Alaska Pioneers' Home managers;

16 (11) hearing examiners in the Department of Revenue;

17 (12) the comptroller in the division of treasury, Department  
18 of Revenue;

19 (13) investment officers in the Department of Revenue;

20 (14) airport managers in the Department of Transportation  
21 and Public Facilities employed at the Anchorage and Fairbanks  
22 International Airports;

23 (15) the deputy director of the division of tourism and the  
24 deputy director of the division of insurance in the Department of  
25 Commerce and Economic Development;

26 (16) the executive director and staff of the Alaska Public  
27 Offices Commission;

28 (17) the director, deputy director, personnel analysts II,  
29 labor relations analysts I, labor relations analysts II, senior

1 negotiators, and research directors of the division of labor relations  
2 in the Department of Administration;

3 (18) the rehabilitation administrator of the Workers'  
4 Compensation Board.

5 \* Sec. 5. This Act takes effect immediately in accordance with AS 01.-  
6 10.070(c).