

State of Kansas
Board of Pharmacy

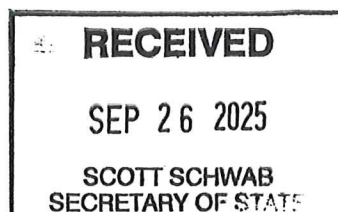
**Notice of Public Hearing on Proposed Administrative
Regulations**

A public hearing will be conducted on Thursday, December 4, 2025, at 8:30 a.m. at the Board of Healing Arts Conference Room on the Lower Level of 800 SW Jackson, Topeka, Kansas, to review and consider the adoption of the proposed permanent regulations of the Kansas State Board of Pharmacy.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the public hearing by mail to Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, Kansas 66612-1244, or by e-mail to pharmacy@ks.gov. All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulations during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to request that each participant limit any oral presentation to five minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the regulations and economic impact statements in an accessible format. Requests for accommodation to participate in the public hearing should be made at least 10 business days in advance of the hearing by contacting Alexandra Blasi, Executive Secretary, 800 SW Jackson, Suite 1414, Topeka, Kansas 66612-1244 or by phone at (785) 296-4056. Handicapped parking is located at the north entrance to the building. Curbs at the north entrance are accessible to individuals with disabilities.

Summaries of the proposed regulations and their economic impacts follow. Copies of the



regulations and economic impact statements may be viewed at:

www.pharmacy.ks.gov/legal/proposed-state-reg-changes.

K.A.R. 68-1-1a. Revoking. The Kansas Board of Pharmacy proposes revoking 68-1-1a and simultaneously adopting 68-7-26. Currently, 68-1-1a only applies to pharmacists; 68-7-26 will apply to both pharmacists and technicians. Regulation allows applicants to withdraw their application through inaction instead of incurring a disciplinary action on their record, which may prevent them from doing business in other states or incurring needless penalties.

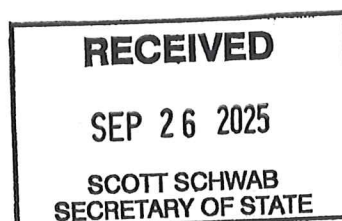
The Board anticipates that the proposed revocation will have no identifiable economic impact.

K.A.R. 68-7-26. Application for licenses, registrations, or permits; withdrawal of application. The proposed new regulation was previously found in Article 1, 68-1-1a, which is set to be revoked. The proposed new regulation will now allow pharmacists and technicians to withdraw their application through inaction instead of incurring a disciplinary action on their record, which may prevent them from doing business in other states or incurring needless penalties.

The Board anticipates that the proposed regulation will have no identifiable economic impact, and any costs associated with complying with the regulation should be absorbed within the normal course of business for pharmacies and facilities.

K.A.R. 68-5-17. Pharmacy technicians; certification examination; request for extension. The proposed amendments clarify when a pharmacy technician must request an extension to pass the approved certification examination. The amendments clarify that a pharmacy technician must request an extension prior to their registration's expiration date. Previously, the regulation required pharmacy technicians to both submit the request 30 days prior to their registration's expiration and provide a reason for the request. The Board has determined that this language is not necessary and overly burdensome.

The Board anticipates that the proposed amendments will have no identifiable economic impact, and any costs associated with complying with the regulation should be absorbed within the normal course of business for pharmacies and facilities.



Proposed

68-1-1a. (Authorized by and implementing K.S.A. 65-1630 and K.S.A. 2000 Supp. 65-1631; effective, E-76-31, Aug. 11, 1975; effective May 1, 1976; amended May 1, 1978; amended May 1, 1983; amended June 6, 1994; amended March 20, 1995; amended May 31, 2002; revoked P-_____.)

APPROVED

NOV 26 2024

DEPT. OF ADMINISTRATION

APPROVED

DEC 26 2024

ATTORNEY GENERAL

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SECRETARY OF STATE**

68-5-17. Pharmacy technicians; certification examination; request for extension. The following requirements shall apply to each individual who applies for a new pharmacy technician registration on or after July 1, 2017:

(a) Each pharmacy technician shall be required to pass either the pharmacy technician certification board (PTCB) certification examination or the national health-career association (NHA) ExCPT certification examination before the first renewal of the pharmacy technician's registration.

(1) Each pharmacy technician shall be required to attain a scaled score of at least 1400 on the PTCB certification examination in order to pass.

(2) Each pharmacy technician shall be required to attain a score of at least 390 on the NHA ExCPT certification examination in order to pass.

(b) Any pharmacy technician who is unable to take or pass an approved certification examination before the first renewal of the pharmacy technician's registration may submit to the board, on a form provided by the board, a request for a six-month extension to pass an approved certification examination. The request shall be submitted to the board at least 30 days before the pharmacy technician's registration expiration date and shall provide the reason for the request, which may include any of the following:

(1) ~~Previous examination attempts and failures;~~

(2) ~~the commencement date of training or preparation and the reasons for delay;~~

(3) ~~an event that directly resulted from the occurrence of natural causes outside the pharmacy technician's control;~~

(4) ~~a change in employment and the relevant dates; or~~

(5) ~~medical necessity.~~

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Proposed

(c) Within 30 days after passing an approved certification examination or before the first renewal, whichever is earlier, each pharmacy technician shall submit to the board proof of successful completion of the examination. (Authorized by K.S.A. 65-1663, ~~as amended by L. 2017, ch. 34, sec. 15,~~ and K.S.A. 65-1692; implementing K.S.A. 65-1663, ~~as amended by L. 2017, ch. 34, sec. 15;~~ amended May 11, 2018; amended P-_____.)

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68-7-26. Application for licenses, registrations, or permits; withdrawal of

application. After an application for a license, registration, or permit has been submitted, the failure of the applicant or authorized representative to respond to official correspondence from the board regarding the application, when sent by registered or certified mail, return receipt requested, shall be deemed to be a withdrawal of the application. (Authorized by K.S.A. 65-1630; implementing K.S.A. 2024 Supp. 65-1631, K.S.A. 2024 Supp. 65-1643, K.S.A. 65-1663, and K.S.A. 65-1676; effective P _____)

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Kansas Administrative Regulations Economic Impact Statement (EIS)

Proposed

Kansas Board of Pharmacy
Agency

Bradford DeYoung
Agency Contact

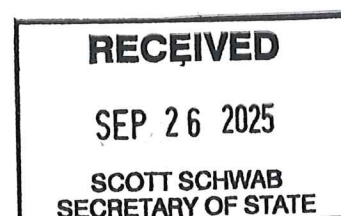
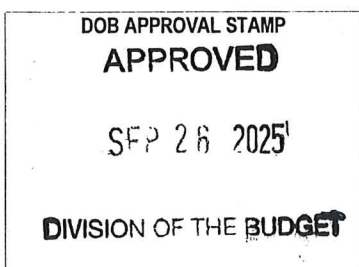
785-296-4056
Contact Phone Number

68-1-1a
K.A.R. Number(s)

☒ Permanent ☐ Temporary

Is/Are the proposed rule(s) and regulation(s) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program?

- ☐ Yes If yes, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. Budget approval is not required; however, the Division of the Budget will require submission of a copy of the EIS at the end of the review process.
- ☒ No If no, do the total annual implementation and compliance costs for the proposed rule(s) and regulation(s), calculated from the effective date of the rule(s) and regulation(s), exceed \$1.0 million or more in implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule and regulation over the initial five-year period following adoption of such rule(s) and regulation(s) (as calculated in Section III, F)?
- ☐ Yes If "Yes," then the agency shall not adopt the rule(s) and regulation(s) until the rule(s) and regulation(s) has been ratified by the Legislature with a bill, unless the proposed rule(s) and regulation(s) are: 1) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program, as described in K.S.A. 77-416(b)(1)(B), and amendments thereto; 2) temporary rule(s) and regulation(s) adopted pursuant to K.S.A. 77-722, and amendments thereto; or 3) rules and regulations adopted pursuant to K.S.A. 2-3710 (Kansas Agricultural Remediation Board). Continue to fill out the remaining EIS form to be included with the regulation packet in the review process to the Department of Administration and the Attorney General. The submitted EIS will be independently analyzed by the Division of the Budget for approval.
- ☒ No If no, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. The submitted EIS will be analyzed by the Division of the Budget for approval.



Section I

Analysis, brief description, and cost and benefit quantification of the proposed rule(s) and regulation(s). If the approach chosen by the Kansas agency to address the policy issue is different from that utilized by agencies of contiguous states or of the federal government, the economic impact statement shall include an explanation of why the Kansas agency's rule and regulation differs.

The Kansas Board of Pharmacy proposes revoking 68-1-1a and will simultaneously adopt 68-7-26. The regulations are virtually identical. However, 68-7-26 will apply to pharmacists and technicians instead of just pharmacists. Regulation is being proposed to allow all applicants to withdraw their application through inaction instead of incurring a disciplinary charge on their record, which may prevent them from doing business in other states or incur needless penalties.

The Board anticipates that the proposed regulation will have no economic impact to individuals affected by the regulation and a negligible economic impact to the Board based on feedback from stakeholders.

Section II

Explain whether the proposed rule and regulation is mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program and whether the proposed rules and regulations exceed the requirements of applicable federal law.

Regulations are not mandated by the federal government for participating in a federally subsidized or assisted program.

Section III

Agency analysis specifically addressing the following:

- A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;

The Board anticipates no enhancement or restriction on current business activities.

- B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that will be affected by the proposed rule(s) and regulation(s) and on the state economy as a whole;

The Board anticipates that there will be no economic impact associated with the proposed revocation.

- C. Businesses that would be directly affected by the proposed rule(s) and regulation(s);

Any applicant that submits an application for a registration or permit with the Board.

- D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;

The proposed revocation is to make way for adopting 68-7-26 which will allow all applicants the ability to withdraw their application through inaction instead of incurring a disciplinary charge on their record, which may prevent them from doing business in other states or incur needless penalties.

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- E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

- F. An estimate of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governments, or individuals. *Note: Do not account for any actual or estimated cost savings that may be realized. Implementation and compliance costs determined shall be those additional costs reasonably expected to be incurred and shall be separately identified for the affected businesses, local governmental units, and individuals.*

Costs to Affected Businesses – \$0

Costs to Local Governmental Units – \$0

Costs to Individuals – \$0

Total Annual Costs – \$0

(sum of above amounts)

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

Regulation allows for the withdrawal of an application through inaction. Regulation will not cost.

- ☐ Yes If the total implementation and compliance costs exceed \$1.0 million or more in implementation and compliance costs over the initial five-year period following adoption of such rule(s) and regulation(s) that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule and regulation, did the agency hold a public hearing to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.
- ☐ No
- ☒ Not Applicable

Provide an estimate to any changes in aggregate state revenues and expenditures for the implementation of the proposed rule(s) and regulation(s), for both the current fiscal year and next fiscal year.

The Board anticipates a negligible difference to state revenue generated through fines and expenditures. In reviewing the previous fiscal year, the Board fined zero technicians for failure to withdraw. The Board anticipates that any changes to the anticipated revenue or expenditures to special revenue funds (including the Pharmacy Fee Fund) shall be negligible.

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Provide an estimate of any immediate or long-range economic impact of the proposed rule(s) and regulation(s) on any individual(s), small employers, and the general public. If no dollar estimate can be given for any individual(s), small employers, and the general public, give specific reasons why no estimate is possible.

The Board believes that there will not be an economic impact on individuals, small employers, or the general public with revoking the regulation.

- G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

The proposed revocation will have no effect on cities, counties, or school districts.

- H. Describe how the agency consulted and solicited information from businesses, business associations, local governmental units, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s) or may provide relevant information.

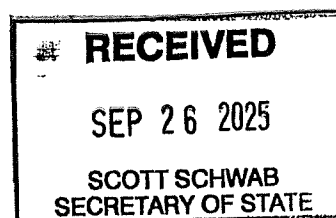
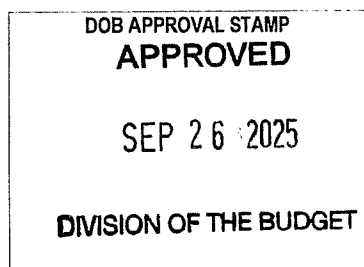
The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

Section IV

Does the Economic Impact Statement involve any environmental rule(s) and regulation(s)?

- ☐ Yes If yes, complete the remainder of Section IV.
☒ No If no, skip the remainder of Section IV.

- A. Describe the capital and annual costs of compliance with the proposed rule(s) and regulation(s), and the individuals or entities who would bear the costs.
- B. Describe the initial and annual costs of implementing and enforcing the proposed rule(s) and regulation(s), including the estimated amount of paperwork, and the state agencies, other governmental agencies, or other individuals who will bear the costs.



- C. Describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, the individuals or entities who will bear the costs and who will be affected by the failure to adopt the rule(s) and regulation(s).
- D. Provide a detailed statement of the data and methodology used in estimating the costs used.

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SEP 26 2025

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Kansas Administrative Regulations Economic Impact Statement (EIS)

Proposed

Kansas Board of Pharmacy
Agency

Bradford DeYoung
Agency Contact

785-608-2722
Contact Phone Number

68-5-17
K.A.R. Number(s)

☒ Permanent ☐ Temporary

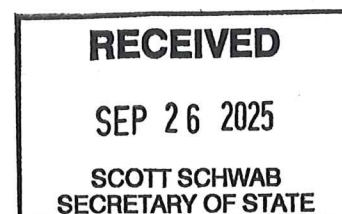
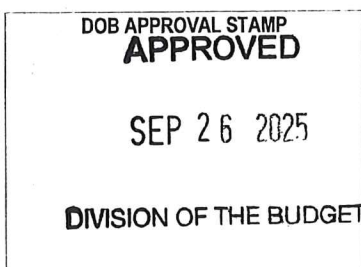
Is/Are the proposed rule(s) and regulation(s) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program?

☐ Yes If yes, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. Budget approval is not required; however, the Division of the Budget will require submission of a copy of the EIS at the end of the review process.

☒ No If no, do the total annual implementation and compliance costs for the proposed rule(s) and regulation(s), calculated from the effective date of the rule(s) and regulation(s), exceed \$1.0 million or more in implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule and regulation over the initial five-year period following adoption of such rule(s) and regulation(s) (as calculated in Section III, F)?

☐ Yes If "Yes," then the agency shall not adopt the rule(s) and regulation(s) until the rule(s) and regulation(s) has been ratified by the Legislature with a bill, unless the proposed rule(s) and regulation(s) are: 1) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program, as described in K.S.A. 77-416(b)(1)(B), and amendments thereto; 2) temporary rule(s) and regulation(s) adopted pursuant to K.S.A. 77-722, and amendments thereto; or 3) rules and regulations adopted pursuant to K.S.A. 2-3710 (Kansas Agricultural Remediation Board). Continue to fill out the remaining EIS form to be included with the regulation packet in the review process to the Department of Administration and the Attorney General. The submitted EIS will be independently analyzed by the Division of the Budget for approval.

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Section I

Analysis, brief description, and cost and benefit quantification of the proposed rule(s) and regulation(s). If the approach chosen by the Kansas agency to address the policy issue is different from that utilized by agencies of contiguous states or of the federal government, the economic impact statement shall include an explanation of why the Kansas agency's rule and regulation differs.

The Kansas Board of Pharmacy proposes amending K.A.R. 68-5-17 to clarify when a pharmacy technician must request an extension to pass the approved certification examination. The amendments clarify that a pharmacy technician must request an extension prior to their registration's expiration date. Previously, the regulation required pharmacy technicians to both submit the request 30 days prior to their registration's expiration and provide a reason for the request. The Board has determined that this language is not necessary and overly burdensome.

The Board anticipates that the proposed amendments will have little to no economic impact.

Section II

Explain whether the proposed rule and regulation is mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program and whether the proposed rules and regulations exceed the requirements of applicable federal law.

Regulation is not mandated by the federal government for participating in a federally subsidized or assisted program.

Section III

Agency analysis specifically addressing the following:

- A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;

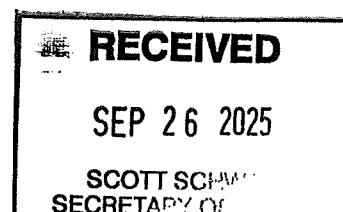
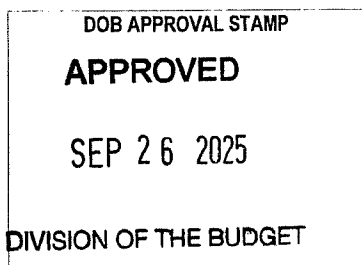
The Board anticipates no restriction on current business activities. The Board anticipates that the amendment will enhance business activities by allowing greater flexibility for pharmacy technicians who either did not take, or did not pass the certification examination, which will allow pharmacy technicians to continue working while studying for the next attempt.

- B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that will be affected by the proposed rule(s) and regulation(s) and on the state economy as a whole;

The Board anticipates that there will be no economic impact associated with implementing or complying with the proposed amendments. Any costs that do occur should be absorbed or negligible within the normal course of business for pharmacies.

- C. Businesses that would be directly affected by the proposed rule(s) and regulation(s);

Businesses that employ technicians.



D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;

The proposed amendments will allow pharmacies to continue to employ pharmacy technicians who request an extension to pass the certification examination. The Board does not anticipate any costs with this regulation.

E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

F. An estimate of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governments, or individuals. *Note: Do not account for any actual or estimated cost savings that may be realized. Implementation and compliance costs determined shall be those additional costs reasonably expected to be incurred and shall be separately identified for the affected businesses, local governmental units, and individuals.*

Costs to Affected Businesses – \$0

Costs to Local Governmental Units – \$0

Costs to Individuals – \$0

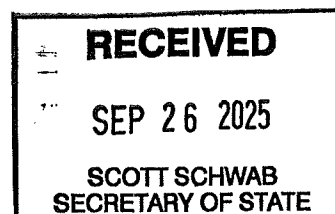
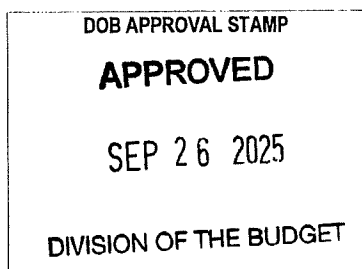
Total Annual Costs – \$0

(sum of above amounts)

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

- ☐ Yes If the total implementation and compliance costs exceed \$1.0 million or more in implementation and compliance costs over the initial five-year period following adoption of such rule(s) and regulation(s) that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule and regulation, did the agency hold a public hearing to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.
- ☐ No
- ☒ Not Applicable



Provide an estimate to any changes in aggregate state revenues and expenditures for the implementation of the proposed rule(s) and regulation(s), for both the current fiscal year and next fiscal year.

There are no anticipated changes in state revenue or expenditures as a result of the adoption of the amendments. There are no anticipated revenues or expenditures to special revenue funds (including the Pharmacy Fee Fund).

Provide an estimate of any immediate or long-range economic impact of the proposed rule(s) and regulation(s) on any individual(s), small employers, and the general public. If no dollar estimate can be given for any individual(s), small employers, and the general public, give specific reasons why no estimate is possible.

The Board believes that there will not be an economic impact on individuals, small employers, or the general public with complying with the proposed regulation. Any costs associated with complying with the proposed amendments should be absorbed or negligible within the normal course of business for routine pharmacy operations on a short-term and long-term basis.

- G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

The amendment will have no effect on cities, counties, or school districts.

- H. Describe how the agency consulted and solicited information from businesses, business associations, local governmental units, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s) or may provide relevant information.

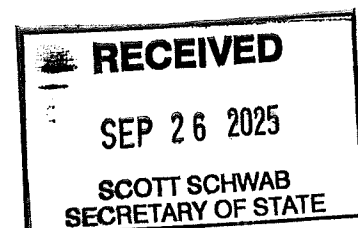
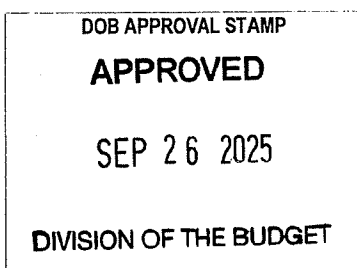
The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

Section IV

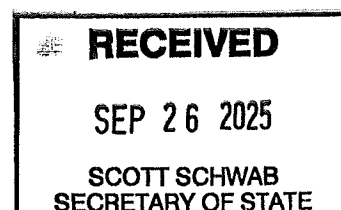
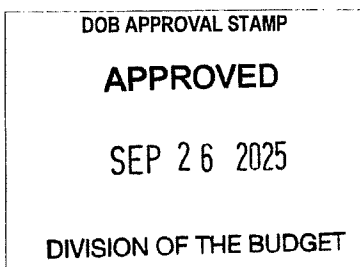
Does the Economic Impact Statement involve any environmental rule(s) and regulation(s)?

- ☐ Yes If yes, complete the remainder of Section IV.
☒ No If no, skip the remainder of Section IV.

- A. Describe the capital and annual costs of compliance with the proposed rule(s) and regulation(s), and the individuals or entities who would bear the costs.



- B. Describe the initial and annual costs of implementing and enforcing the proposed rule(s) and regulation(s), including the estimated amount of paperwork, and the state agencies, other governmental agencies, or other individuals who will bear the costs.
- C. Describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, the individuals or entities who will bear the costs and who will be affected by the failure to adopt the rule(s) and regulation(s).
- D. Provide a detailed statement of the data and methodology used in estimating the costs used.



Kansas Administrative Regulations Economic Impact Statement (EIS)

Proposed

Kansas Board of Pharmacy

Agency

Bradford DeYoung

Agency Contact

785-296-4056

Contact Phone Number

68-7-26

K.A.R. Number(s)

☒ Permanent ☐ Temporary

Is/Are the proposed rule(s) and regulation(s) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program?

☐ Yes If yes, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. Budget approval is not required; however, the Division of the Budget will require submission of a copy of the EIS at the end of the review process.

☒ No If no, do the total annual implementation and compliance costs for the proposed rule(s) and regulation(s), calculated from the effective date of the rule(s) and regulation(s), exceed \$1.0 million or more in implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governmental units and individuals as a result of the proposed rule and regulation over the initial five-year period following adoption of such rule(s) and regulation(s) (as calculated in Section III, F)?

☐ Yes If "Yes," then the agency shall not adopt the rule(s) and regulation(s) until the rule(s) and regulation(s) has been ratified by the Legislature with a bill, unless the proposed rule(s) and regulation(s) are: 1) mandated by the federal government as a requirement for participating in or implementing a federally subsidized or assisted program, as described in K.S.A. 77-416(b)(1)(B), and amendments thereto; 2) temporary rule(s) and regulation(s) adopted pursuant to K.S.A. 77-722, and amendments thereto; or 3) rules and regulations adopted pursuant to K.S.A. 2-3710 (Kansas Agricultural Remediation Board). Continue to fill out the remaining EIS form to be included with the regulation packet in the review process to the Department of Administration and the Attorney General. The submitted EIS will be independently analyzed by the Division of the Budget for approval.

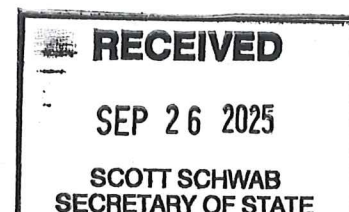
☒ No If no, continue to fill out the remaining form to be included with the regulation packet submitted in the review process to the Department of Administration and the Attorney General. The submitted EIS will be analyzed by the Division of the Budget for approval.

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SEP 26 2025

DIVISION OF THE BUDGET



Section I

Analysis, brief description, and cost and benefit quantification of the proposed rule(s) and regulation(s). If the approach chosen by the Kansas agency to address the policy issue is different from that utilized by agencies of contiguous states or of the federal government, the economic impact statement shall include an explanation of why the Kansas agency's rule and regulation differs.

The Kansas Board of Pharmacy proposes adopting K.A.R. 68-7-26. This regulation will replace 68-1-1a. 68-1-1a applies primarily to pharmacists; 68-7-26 will now apply to pharmacists and technicians. Regulation is being proposed to allow all applicants the ability to withdraw their application through inaction instead of incurring a disciplinary charge on their record, which may prevent them from doing business in other states or incur needless penalties.

The Board anticipates that the proposed regulation will have no economic impact to individuals affected by the regulation and a negligible economic impact to the Board based on feedback from stakeholders.

Section II

Explain whether the proposed rule and regulation is mandated by federal law as a requirement for participating in or implementing a federally subsidized or assisted program and whether the proposed rules and regulations exceed the requirements of applicable federal law.

Regulations are not mandated by the federal government for participating in a federally subsidized or assisted program.

Section III

Agency analysis specifically addressing the following:

- A. The extent to which the rule(s) and regulation(s) will enhance or restrict business activities and growth;

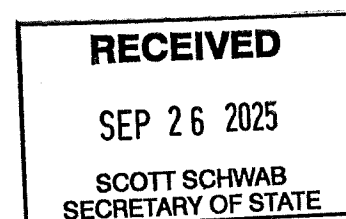
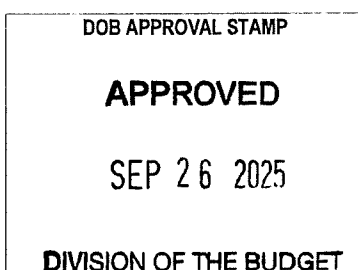
The Board anticipates no enhancement or restriction on current business activities.

- B. The economic effect, including a detailed quantification of implementation and compliance costs, on the specific businesses, sectors, public utility ratepayers, individuals, and local governments that will be affected by the proposed rule(s) and regulation(s) and on the state economy as a whole;

The Board anticipates that there will be no economic impact associated with implementing or complying with the proposed regulation.

- C. Businesses that would be directly affected by the proposed rule(s) and regulation(s);

Any applicant that submits an application for a registration or permit with the Board.



D. Benefits of the proposed rule(s) and regulation(s) compared to the costs;

The proposed regulation will allow all applicants the ability to withdraw their application through inaction instead of incurring a disciplinary charge on their record, which may prevent them from doing business in other states or incur needless penalties.

E. Measures taken by the agency to minimize the cost and impact of the proposed rule(s) and regulation(s) on business and economic development within the State of Kansas, local government, and individuals;

The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

F. An estimate of the total annual implementation and compliance costs that are reasonably expected to be incurred by or passed along to businesses, local governments, or individuals. *Note: Do not account for any actual or estimated cost savings that may be realized. Implementation and compliance costs determined shall be those additional costs reasonably expected to be incurred and shall be separately identified for the affected businesses, local governmental units, and individuals.*

Costs to Affected Businesses – \$0

Costs to Local Governmental Units – \$0

Costs to Individuals – \$0

Total Annual Costs – \$0

(sum of above amounts)

Give a detailed statement of the data and methodology used in estimating the above cost estimate.

Regulation allows for the withdrawal of an application through inaction. Regulation will not cost.

- ☐ Yes If the total implementation and compliance costs exceed \$1.0 million or more in implementation and compliance costs over the initial five-year period following adoption of such rule(s) and regulation(s) that are reasonably expected to be incurred
- ☐ No
- ☒ Not Applicable by or passed along to businesses, local governmental units and individuals as a result of the proposed rule and regulation, did the agency hold a public hearing to find that the estimated costs have been accurately determined and are necessary for achieving legislative intent? If applicable, document when the public hearing was held, those in attendance, and any pertinent information from the hearing.

Provide an estimate to any changes in aggregate state revenues and expenditures for the implementation of the proposed rule(s) and regulation(s), for both the current fiscal year and next fiscal year.

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SEP 26 2025

DIVISION OF THE BUDGET

RECEIVED

SEP 26 2025

**SCOTT SCHWAB
SECRETARY OF STATE**

Revised 07.01.2024

The Board anticipates a negligible difference to state revenue generated through fines and expenditures. In reviewing the previous fiscal year, the Board fined zero technicians for failure to withdraw. The Board anticipates that any changes to the anticipated revenue or expenditures to special revenue funds (including the Pharmacy Fee Fund) shall be negligible.

Provide an estimate of any immediate or long-range economic impact of the proposed rule(s) and regulation(s) on any individual(s), small employers, and the general public. If no dollar estimate can be given for any individual(s), small employers, and the general public, give specific reasons why no estimate is possible.

The Board believes that there will not be an economic impact on individuals, small employers, or the general public with complying with the proposed regulation.

- G. If the proposed rule(s) and regulation(s) increases or decreases revenues of cities, counties or school districts, or imposes functions or responsibilities on cities, counties or school districts that will increase expenditures or fiscal liability, describe how the state agency consulted with the League of Kansas Municipalities, Kansas Association of Counties, and/or the Kansas Association of School Boards.

The proposed regulation will have no effect on cities, counties, or school districts.

- H. Describe how the agency consulted and solicited information from businesses, business associations, local governmental units, state agencies, or institutions and members of the public that may be affected by the proposed rule(s) and regulation(s) or may provide relevant information.

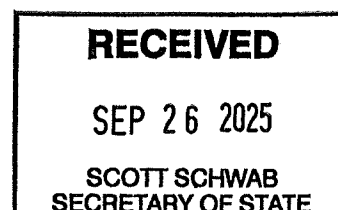
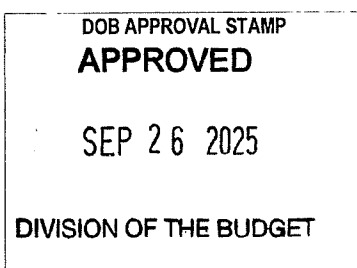
The Board works with stakeholder groups in preparing regulations and requests feedback from stakeholders prior to routing the regulation through the administrative rule making process. The Board also specifically requests that each stakeholder provide an estimated cost of implementing, which forms the basis for the Board's estimation.

Section IV

Does the Economic Impact Statement involve any environmental rule(s) and regulation(s)?

- ☐ Yes If yes, complete the remainder of Section IV.
☒ No If no, skip the remainder of Section IV.

- A. Describe the capital and annual costs of compliance with the proposed rule(s) and regulation(s), and the individuals or entities who would bear the costs.



- B. Describe the initial and annual costs of implementing and enforcing the proposed rule(s) and regulation(s), including the estimated amount of paperwork, and the state agencies, other governmental agencies, or other individuals who will bear the costs.
- C. Describe the costs that would likely accrue if the proposed rule(s) and regulation(s) are not adopted, the individuals or entities who will bear the costs and who will be affected by the failure to adopt the rule(s) and regulation(s).
- D. Provide a detailed statement of the data and methodology used in estimating the costs used.

