

Office of Regulatory Management  
Economic Review Form

|  |   |
|--|---|
| <b>Agency name</b>   | Board of Pharmacy, Department of Health Professions |
| <b>Virginia Administrative Code (VAC) Chapter citation(s)</b>      | 18VAC110-20   |
| <b>VAC Chapter title(s)</b>  | Regulations Governing the Practice of Pharmacy      |
| <b>Action title</b>  | Pharmacy working conditions                         |
| <b>Date this document prepared</b>                                 | 8/29/2024   |
| <b>Regulatory Stage (including Issuance of Guidance Documents)</b> | Proposed  |

**Cost Benefit Analysis**

Complete Tables 1a and 1b for all regulatory actions. You do not need to complete Table 1c if the regulatory action is required by state statute or federal statute or regulation and leaves no discretion in its implementation.

Table 1a should provide analysis for the regulatory approach you are taking. Table 1b should provide analysis for the approach of leaving the current regulations intact (i.e., no further change is implemented). Table 1c should provide analysis for at least one alternative approach. You should not limit yourself to one alternative, however, and can add additional charts as needed.

Report both direct and indirect costs and benefits that can be monetized in Boxes 1 and 2. Report direct and indirect costs and benefits that cannot be monetized in Box 4. See the ORM Regulatory Economic Analysis Manual for additional guidance.

**Table 1a: Costs and Benefits of the Proposed Changes (Primary Option)**

|   |  |                                       |
|---|--|---------------------------------------|
| <p>(1) Direct &amp; Indirect Costs &amp; Benefits (Monetized)</p> | <p>Chapter 628 of the 2022 Acts of Assembly required that the Board of Pharmacy adopt emergency regulations related to work environments for pharmacy personnel to protect the health, safety, and welfare of patients. The Board amended a section of Chapter 20 and added a new section to address the issued raised by Chapter 628. These proposed regulations offer a few changes to the emergency regulations currently in place, none of which significantly alter any economic analysis from the previous regulations.</p> <p>This action would have the greatest potential cost on pharmacies, including chain pharmacies, although these regulations do not directly require any costs. Pharmacies would need to hire additional staff if their pharmacies are inadequately staffed, which would incur a cost. Those costs are related to complying with basic standards of care, however, not complying with regulation, and should not be included in this assessment. There would be a small administrative cost for pharmacies to keep staffing records on board provided forms, however these costs are negligible and the board is allowing the use of an electronic form as well, potentially eliminating this cost entirely.</p> <p>There are no monetary benefits considered for this action, however there is general benefit for the individuals whom this action will affect, specifically pharmacists and pharmacy technicians who would benefit from improved working conditions.</p> |                                       |
| <p>(2) Present Monetized Values</p>                               | <p>Direct &amp; Indirect Costs</p>   | <p>Direct &amp; Indirect Benefits</p> |
|   | <p>(a) \$0</p>   | <p>(b) \$0</p>                        |
| <p>(3) Net Monetized Benefit</p>                                  | <p>\$0</p>   |                                       |
| <p>(4) Other Costs &amp; Benefits (Non-Monetized)</p>             | <p>\$0</p>   |                                       |
| <p>(5) Information Sources</p>                                    |  |                                       |

**Table 1b: Costs and Benefits under the Status Quo (No change to the regulation)**

|   |  |
|---|--|
| <p>(1) Direct &amp; Indirect Costs &amp; Benefits (Monetized)</p> | <p>Much of these regulations already exist through the emergency regulations promulgated by the Board effective October 23, 2023. Therefore there is no discernable change in expected costs and benefits.</p> |
|---|--|

|  |                         |                            |
|--|-------------------------|----------------------------|
| (2) Present Monetized Values               | Direct & Indirect Costs | Direct & Indirect Benefits |
|  | (a) \$0                 | (b) \$0                    |
| (3) Net Monetized Benefit                  | \$0                     |                            |
| (4) Other Costs & Benefits (Non-Monetized) | \$0                     |                            |
| (5) Information Sources                    |                         |                            |

**Table 1c: Costs and Benefits under Alternative Approach(es)**

|  |  |                            |
|--|--|----------------------------|
| (1) Direct & Indirect Costs & Benefits (Monetized) | There is no alternative approach to consider. Chapter 628 of the 2022 General Assembly mandated this action. |                            |
| (2) Present Monetized Values                       | Direct & Indirect Costs  | Direct & Indirect Benefits |
|  | (a) N/A  | (b) N/A                    |
| (3) Net Monetized Benefit                          | N/A  |                            |
| (4) Other Costs & Benefits (Non-Monetized)         | N/A  |                            |
| (5) Information Sources                            |  |                            |

**Impact on Local Partners**

Use this chart to describe impacts on local partners. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

**Table 2: Impact on Local Partners**

|  |                                       |
|--|---------------------------------------|
| (1) Direct & Indirect Costs & Benefits (Monetized) | There is no impact on local partners. |
|--|---------------------------------------|

|  |                         |                            |
|--|-------------------------|----------------------------|
| (2) Present Monetized Values               | Direct & Indirect Costs | Direct & Indirect Benefits |
|  | (a) N/A                 | (b) N/A                    |
| (3) Other Costs & Benefits (Non-Monetized) | N/A                     |                            |
| (4) Assistance                             |                         |                            |
| (5) Information Sources                    |                         |                            |

**Impacts on Families**

Use this chart to describe impacts on families. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

**Table 3: Impact on Families**

|  |  |                            |
|--|--|----------------------------|
| (1) Direct & Indirect Costs & Benefits (Monetized) | There is no economic impact on families, although they would benefit from a better working pharmacy, which increases patient safety. |                            |
| (2) Present Monetized Values                       | Direct & Indirect Costs  | Direct & Indirect Benefits |
|  | (a) N/A  | (b) N/A                    |
| (3) Other Costs & Benefits (Non-Monetized)         | N/A  |                            |
| (4) Information Sources                            |  |                            |

**Impacts on Small Businesses**

Use this chart to describe impacts on small businesses. See Part 8 of the ORM Cost Impact Analysis Guidance for additional guidance.

**Table 4: Impact on Small Businesses**

|  |   |                            |
|--|---|----------------------------|
| (1) Direct & Indirect Costs & Benefits (Monetized) | There is no expected impact on small businesses. As stated in table 1, some pharmacies may be required to hire additional staff, however that is a standard of care issue and should not be included in this analysis |                            |
| (2) Present Monetized Values                       | Direct & Indirect Costs   | Direct & Indirect Benefits |
|  | (a) N/A   | (b) N/A                    |
| (3) Other Costs & Benefits (Non-Monetized)         | N/A   |                            |
| (4) Alternatives                                   |   |                            |
| (5) Information Sources                            |   |                            |

**Changes to Number of Regulatory Requirements**

**Table 5: Regulatory Reduction**

For each individual action, please fill out the appropriate chart to reflect any change in regulatory requirements, costs, regulatory stringency, or the overall length of any guidance documents.

*Change in Regulatory Requirements*

| VAC Section(s) Involved*                       | Authority of Change | Initial Count | Additions | Subtractions | Total Net Change in Requirements                |
|--|---------------------|---------------|-----------|--------------|---|
| 18VAC110-20                                    | (M/A):              | 56            | 0         | 0            | 0   |
|  | (D/A):              | 39            | 0         | 0            | 0   |
|  | (M/R):              | 0             | 4         | 0            | +4  |
|  | (D/R):              | 993           | 26        | 0            | +26   |
| <b>Grand Total of Changes in Requirements:</b> |                     |               |           |              | (M/A): 0<br>(D/A): 0<br>(M/R): +4<br>(D/R): +26 |

**Key:**

*Please use the following coding if change is mandatory or discretionary and whether it affects externally regulated parties or only the agency itself:*

**(M/A):** Mandatory requirements mandated by federal and/or state statute affecting the agency itself

**(D/A):** Discretionary requirements affecting agency itself

**(M/R):** Mandatory requirements mandated by federal and/or state statute affecting external parties, including other agencies

**(D/R):** Discretionary requirements affecting external parties, including other agencies

*Cost Reductions or Increases (if applicable)*

| VAC Section(s) Involved* | Description of Regulatory Requirement | Initial Cost | New Cost | Overall Cost Savings/Increases |
|--------------------------|---------------------------------------|--------------|----------|--------------------------------|
|                          |                                       |              |          |                                |
|                          |                                       |              |          |                                |

*Other Decreases or Increases in Regulatory Stringency (if applicable)*

| VAC Section(s) Involved* | Description of Regulatory Change | Overview of How It Reduces or Increases Regulatory Burden |
|--------------------------|----------------------------------|---|
|                          |                                  |   |
|                          |                                  |   |

*Length of Guidance Documents (only applicable if guidance document is being revised)*

| <b>Title of Guidance Document</b> | <b>Original Word Count</b> | <b>New Word Count</b> | <b>Net Change in Word Count</b> |
|-----------------------------------|----------------------------|-----------------------|---------------------------------|
|                                   |                            |                       |                                 |
|                                   |                            |                       |                                 |

\*If the agency is modifying a guidance document that has regulatory requirements, it should report any change in requirements in the appropriate chart(s).