

**PROPOSED REGULATION OF THE  
STATE BOARD OF PHARMACY**

**LCB FILE NO. R057-23I**

**The following document is the initial draft regulation proposed  
by the agency submitted on 09/12/2023**

PROPOSED REGULATION OF THE  
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EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: §1, NRS 639.070. A REGULATION relating to pharmacy; establishing a process by which the Executive Secretary of the State Board of Pharmacy (Board) may assess an administrative fine against the holder of a license or certificate issued by the Board; describing the offenses for which such a fine may be assessed pursuant to NRS 639.2895, in lieu of initiating disciplinary proceedings pursuant to NRS 639.255; and providing other matters properly relating thereto.

**Section 1.** Chapter 639 of NAC is hereby amended by adding thereto a new section to read as follows:

1. In lieu of initiating disciplinary action pursuant to NRS 639.241 to NRS 639.255, inclusive, for an alleged violation of law by the holder of a certificate, certification, license, or permit issued by the Board, the Executive Secretary may assess an administrative fine against that person pursuant to NRS 639.2895(3) if the person:

(a) Fails to renew or reinstate the certificate, certification, license, or permit after it expires or becomes ineffective due to nonpayment of the applicable fee, and the person thereafter engages in activity for which licensure, registration, authorization, or permission by the Board is required; or,

(b) Violates a regulation of the Board during any period when the person's certificate, certification, license, or permit remains effective.

2. Any fine imposed pursuant to this section shall not exceed \$1,000.

3. Any fine imposed pursuant to this section may be appealed to the Board in the manner described in NRS 639.2895(2).

4. For purposes of this section, a person is deemed to be the holder of a certificate, certification, license, or permit issued by the Board for a period of one year after it expires or becomes ineffective due to nonpayment of the applicable fee.