

This is an amendment to 16.19.12 NMAC, Sections 1, 2, 3, 9, 10, 13, 16, 17, 19, and 20, effective 08/02/2019

16.19.12.1 ISSUING AGENCY: Regulation and Licensing Department, Board of Pharmacy, Albuquerque, NM [~~;(505) 222-9830~~].

[2/15/1889...2/15/1996; 16.19.12.1 NMAC - Rn, 16 NMAC 19.12.1, 3/30/2002; A, 12/15/2002; A, 1/31/2007, A, 8/2/2019]

16.19.12.2 SCOPE: All applicants for licensure, registration or certification by the Board of Pharmacy [~~1650 University Blvd, NE Ste. 400B, Albuquerque, NM 87102, (505) 841-9102~~].

[2/15/1996; 16.19.12.2 NMAC - Rn, 16 NMAC 19.12.2, 3/30/2002, A, 8/2/2019]

16.19.12.3 STATUTORY AUTHORITY: Section 30-31-11 NMSA 1978 authorizes the board of pharmacy ("board") to charge reasonable fees relating to the registration and control of the manufacture, distribution and dispensing of controlled substances. Section 30-31B-6 NMSA 1978 authorizes the board to charge reasonable fees for the registration and control of the manufacture, possession, transfer and transportation of drug precursors. Sections 61-11-12, 61-11-13, and 61-11-14 NMSA 1978 authorize the board [~~of Pharmacy~~] to charge, and limit the maximum charges for: (i) applications for registration and renewal of registration as a pharmacist, [~~or~~] pharmacist intern, or pharmacy technician; and (ii) applications for the registration of retail pharmacies, wholesale drug distributors, nonresident pharmacies, [~~pharmaceutical sales representatives,~~] drug manufacturers, hospital pharmacies, drug rooms, nursing homes, industrial or public health clinics, the department of health clinics and health facilities, [and] home care services, [and] wholesalers, retailers and distributors of legend-bearing veterinary drugs, outsourcing facilities, repackagers, and third party logistics providers.

[2/15/1996; 16.19.12.3 NMAC - Rn, 16 NMAC 19.12.3, 3/30/2002, A, 8/2/2019]

16.19.12.9 REGISTRATION FEES:

- | | | |
|-----------|---|-------------------------------------|
| A. | Registration by examination | \$200.00 |
| B. | Registration by reciprocity | \$200.00 |
| C. | Registration as an intern | \$25.00[per year] |
| D. | Registration as a pharmacy technician | \$[30.00] <u>25.00</u> |
| E. | Waiver of registration fees: The board of pharmacy waives the registration fee set forth in | |

regulation 16.19.12.9 for individuals who are currently serving in the United States military, and for those service member spouses, for change of duty location to New Mexico.

[3/7/1980...8/27/1990; A, 7/15/1997; A, 7/31/1998; 16.19.12.9 NMAC - Rn, 16 NMAC 19.12.6, 3/30/2002; A, 12/15/2002; A, 9/30/2003; A, 3/22/2015, A, 8/2/2019]

16.19.12.10 CERTIFICATE OF REGISTRATION OR REPLACEMENT: Any replacement of a certificate shall be accompanied by a notarized statement of the reason or cause of the loss of the original, or by the original certificate to be replaced in case of damage or name change. All replacement certificates will be given the same number as the original certificate and will be marked "DUPLICATE".

- | | | |
|-----------|--|---------|
| A. | Certificate of registration | \$20.00 |
| B. | Replacement of a certificate of registration | \$20.00 |

[~~C. — NOTE: Any replacement of a certificate shall be accompanied by a notarized statement of the reason or cause of the loss of the original, or by the original certificate to be replaced in case of damage or name change. All replacement certificates will be given the same number as the original certificate and will be marked "DUPLICATE".~~]

[3/7/1980...8/27/1990; 16.19.12.10 NMAC - Rn, 16 NMAC 19.12.10, 3/30/2002, A, 8/2/2019]

16.19.12.13 LICENSE FEES:

- | | | |
|-----------|---|----------------------|
| A. | Drug manufacturer | \$700.00 bi-ennially |
| B. | Wholesale drug distributor | \$700.00 bi-ennially |
| C. | Drug manufacturer/re-packager | \$700.00 bi-ennially |
| D. | Re-packager | \$700.00 bi-ennially |
| E. | Retail pharmacy | \$300.00 bi-ennially |
| F. | Hospital pharmacy | \$300.00 bi-ennially |
| G. | Nonresident pharmacy | \$400.00 bi-ennially |
| H. | Nonresident pharmacy, sterile compounding | \$600.00 bi-ennially |

[H] I.	Seller or dispenser of contact lenses	\$400.00 bi-ennially
[F] J.	Dangerous drug research	\$200.00 bi-ennially
[J] K.	Drug warehouse	\$200.00 bi-ennially
[K] L.	Duplicate license or permit(for all types)	\$10.00 per each request
[L] M.	Letter of good standing, verification, and certification	\$10.00 per each request
[M] N.	Roster of [New Mexico] board of pharmacy <u>facility</u> license [database]	\$30.00 per license category
[N] O.	Outsourcing facility	\$2000.00 bi-ennially
[O] P.	Third party logistics provider	\$700.00 bi-ennially

[3/7/1980...5/1/1993; 16.19.12.13 NMAC - Rn, 16 NMAC 19.12.13, 3/30/2002; A, 9/30/2003; A, 7/15/2004; A, 1/15/2005; A, 12/15/2005; A, 1/31/2007; A, 11/15/2010; A, 12/13/2015; A, 3/23/2016; A, 11/28/2017, A, 8/2/2019]

16.19.12.16 HOME CARE SERVICES DRUG PERMIT FEE: \$75.00 per year
 [3/7/1980...8/6/1994; 16.19.12.16 NMAC - Rn, 16 NMAC 19.12.16, 3/30/2002, A, 8/2/2019]

16.19.12.17 LIMITED VETERINARY DRUG RETAIL OR WHOLESALE LICENSE: Limited veterinary drug retail or wholesale license shall be: \$150.00 per year
 [3/7/1980...2/22/1993; 16.19.12.17 NMAC - Rn, 16 NMAC 19.12.17, 3/30/2002, A, 8/2/2019]

16.19.12.19 DRUG PRECURSOR LICENSE: Drug precursor manufacturer or distributor license: \$500.00 bi-ennially
 [3/7/1980...2/22/1993; 16.19.12.19 NMAC - Rn, 16 NMAC 19.12.19, 3/30/2002, A, 8/2/2019]

16.19.12.20 REINSTATEMENT FEES:
~~[A.]~~ Any person whose board registration or license has expired and who seeks reinstatement of the certificate of license must pay the following reinstatement fee in addition to all delinquent renewal fees:
~~[(4)]~~ **A.** Pharmacists \$25.00
~~[(2)]~~ **B.** All other licenses issued by the board of pharmacy under the Pharmacy Act and the Drug Precursor Act including, but not limited to, licenses for retail pharmacy, non-resident pharmacy, wholesale drug distributor, drug manufacturer, hospital pharmacy, drug room, nursing home, clinic facility, wholesalers, retailers or distributors of veterinary drugs, and drug precursor, twenty-five percent of the license renewal fee not to exceed \$100.00
~~[B.]~~ **C.** Controlled substance registrations are exempt from reinstatement fees.
 [3/7/1980...2/22/1993; 16.19.12.20 NMAC - Rn, 16 NMAC 19.12.20, 3/30/2002; A, 12/13/2015, A, 8/2/2019]