

This bill does not contain an effective date and, as a result, would go into effect 90 days after the Legislature adjourns if enacted, or June 20, 2025.

FISCAL IMPLICATIONS

The board indicates at least \$100 thousand would be needed in FY26 to implement SB122: \$25 thousand would be needed for the rulemaking process, and \$75 thousand would be needed to modify “the online licensing system to build new registration capabilities that would be required to implement.” The board indicates there “will be continued expenses associated with registration and enforcement under” SB122. However, these associated costs are indeterminate at this time.

SIGNIFICANT ISSUES

The board raises concerns about defining an eligible recipient as “a health care facility licensed by the Health Care Authority pursuant to the Health Care Code” because the definition within the Health Care Code of health facilities includes facilities that are not licensed to receive and distribute prescription drugs (e.g., shelter care homes).

Additionally, the BOP notes:

The requirement in SB122 to publish a current listing of eligible recipients given the expected frequency of required updates would be administratively burdensome. Consideration should be given to removing this requirement from SB122 in light of the fact that the online licensing system currently utilized for all licensing by the [board] allows searching by license or registration type. This search function would make the current listing available to the public while eliminating the burden of creating and maintaining a separate listing.

The [board] has also estimated that developing and implementing the numerous administrative rule provisions that would be necessitated by SB122, as well as the licensing database upgrades that would have to be made, would require many months to accomplish. Consideration should be given to delaying the effective date of the changes to this program to be July 1, 2026.”

Finally, the board expresses that SB122 should specify that the board “may conduct inspections of eligible recipients for compliance and enforcement of [the bill] and Board rules.”

TECHNICAL ISSUES

The board suggests that on page six, line one “publish” should be changed to “make available to the public.”

AEH/rl/hg