

1 **COMMITTEE SUBSTITUTE**

2 **for**

3 **H. B. 2432**

4
5 (By Delegates Ellington, Householder, Arvon, Howell and Stansbury)

6 [Originating in the Government Organization.]

7 [February 18, 2015]

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9
10 A BILL to amend and reenact §30-5-9 of the Code of West Virginia, 1931, as amended, relating to
11 the licensure requirements to practice pharmacist care.

12 *Be it enacted by the Legislature of West Virginia:*

13 That §30-5-9 of the Code of West Virginia, 1931, as amended, be amended and reenacted
14 to read as follows:

15 **ARTICLE 5. PHARMACISTS, PHARMACY TECHNICIANS, PHARMACY INTERNS**
16 **AND PHARMACIES.**

17 **30-5-9. Qualifications for licensure as pharmacist;**

18 (a) To be eligible for a license to practice pharmacist care under the provisions of this article,
19 the applicant shall:

20 (1) Submit a written application to the board;

21 (2) Be eighteen years of age or older;

22 (3) Pay all applicable fees;

23 (4) Graduate from an accredited school of pharmacy;

1 (5) Complete at least fifteen hundred hours of internship in a pharmacy under the instruction
2 and supervision of a pharmacist;

3 (6) Pass an examination or examinations approved by the board;

4 (7) Not be an alcohol or drug abuser, as these terms are defined in section eleven, article
5 one-a, chapter twenty-seven of this code: *Provided*, That an applicant in an active recovery process,
6 which may, in the discretion of the board, be evidenced by participation in a twelve-step program
7 or other similar group or process, may be considered;

8 (8) Present to the board satisfactory evidence that he or she is a person of good moral
9 character, has not been convicted of a felony involving the sale or distribution of controlled
10 substances or violent crime;

11 (9) Not been convicted in any jurisdiction of a any other felony or ~~any~~ crime which bears a
12 rational nexus to the individual's ability to practice pharmacist care, *Provided*, That an applicant with
13 a felony conviction other than the felony conviction specified in subdivision eight of this section
14 may apply to the board for licensure no sooner than five years after the date of the conviction. The
15 board shall evaluate each applicant on a case by case basis; and

16 (10) Has fulfilled any other requirement specified by the board in rule.

17 (b) An applicant from another jurisdiction shall comply with all the requirements of this
18 article.