

# **WEST VIRGINIA LEGISLATURE**

**2018 REGULAR SESSION**

**ENROLLED**

## **House Bill 4025**

BY DELEGATES ELLINGTON, SUMMERS, HOUSEHOLDER, ROHRBACH,

HOLLEN, SOBONYA, ATKINSON, BUTLER AND DEAN

[Passed March 6, 2018; in effect ninety days from passage.]



1 AN ACT to amend and reenact §30-5-11 of the Code of West Virginia, 1931, as amended, relating  
2 to permitting reciprocity for licensure as a pharmacy technician.

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

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

**§30-5-11. Registration of pharmacy technicians.**

1 (a) To be eligible for registration as a pharmacy technician to assist in the practice of  
2 pharmacist care, the applicant shall:

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

4 (2) Pay the applicable fees;

5 (3) Have graduated from high school or obtained a Certificate of General Educational  
6 Development (GED) or equivalent;

7 (4) Have:

8 (A) Graduated from a competency-based pharmacy technician education and training  
9 program as approved by legislative rule of the board;

10 (B) Completed a pharmacy-provided, competency-based education and training program  
11 approved by the board; or

12 (C) Obtained a national certification as a pharmacy technician and have practiced in  
13 another jurisdiction for a period of time as determined by the board.

14 (5) Have successfully passed an examination developed using nationally recognized and  
15 validated psychometric and pharmacy practice standards approved by the board;

16 (6) Not be an alcohol or drug abuser, as these terms are defined in §27-1A-11 of this code:  
17 *Provided, That an applicant in an active recovery process, which may, in the discretion of the*  
18 *board, be evidenced by participation in a twelve-step program or other similar group or process,*  
19 *may be considered;*

20           (7) Not have been convicted of a felony in any jurisdiction within ten years preceding the  
21 date of application for license, which conviction remains unreversed;

22           (8) Not have been convicted of a misdemeanor or felony in any jurisdiction if the offense  
23 for which he or she was convicted bearing a rational nexus to the practice of pharmacist care,  
24 which conviction remains unreversed; and

25           (9) Have fulfilled any other requirement specified by the board in rule.

26           (b) A person whose license to practice pharmacist care has been denied, revoked,  
27 suspended, or restricted for disciplinary purposes in any jurisdiction is not eligible to be registered  
28 as a pharmacy technician.

29           (c) A person registered to assist in the practice pharmacist care issued by the board shall  
30 for all purposes be considered registered under this article and may renew pursuant to the  
31 provisions of this article.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

.....  
*Chairman, House Committee*

.....  
*Chairman, Senate Committee*

Originating in the House.

In effect ninety days from passage.

.....  
*Clerk of the House of Delegates*

.....  
*Clerk of the Senate*

.....  
*Speaker of the House of Delegates*

.....  
*President of the Senate*

\_\_\_\_\_

The within ..... this the.....  
day of ....., 2018.

.....  
*Governor*