

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4025

BY DELEGATES ELLINGTON, SUMMERS, HOUSEHOLDER,
ROHRBACH, HOLLEN, SOBONYA, ATKINSON, BUTLER AND
DEAN

[Introduced January 11, 2018; Referred
to the Committee on Health and Human Resources
then Government Organization.]

1 A BILL 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; ~~or~~

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) ~~Effective July 1, 2014,~~ Have successfully passed an examination developed using
15 nationally recognized and validated psychometric and pharmacy practice standards approved by
16 the board;

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

21 ~~(8)~~ (7) Not have been convicted of a felony in any jurisdiction within ten years preceding
22 the date of application for license, which conviction remains unreversed;

23 ~~(9)~~ (8) Not have been convicted of a misdemeanor or felony in any jurisdiction if the offense
24 for which he or she was convicted bearing a rational nexus to the practice of pharmacist care,
25 which conviction remains unreversed; and

26 ~~(10)~~ (9) Have fulfilled any other requirement specified by the board in rule.

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

30 (c) A person registered to assist in the practice pharmacist care issued by the board ~~prior~~
31 ~~to June 30, 2014~~ shall for all purposes be considered registered under this article and may renew
32 pursuant to the provisions of this article.

NOTE: The purpose of this bill is to permit the Board of Pharmacy to license individuals as a pharmacy technician if certain requirements are met.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.