

BY: Health and Government Operations Committee

AMENDMENTS TO HOUSE BILL NO. 618

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Sophocleus” and substitute “Sophocleus, Hurson, Hammen, Benson, Boteler, Bromwell, Costa, Donoghue, Elliott, Hubbard, Kach, Mandel, McDonough, Morhaim, Murray, Nathan-Pulliam, Oaks, Pendergrass, Rosenberg, Rudolph, Smigiel, V. Turner, and Weldon”; in line 6, after “requirements;” insert “establishing that certain pharmacy students may participate in certain programs without a license; authorizing the Board to establish certain fees;”; in line 11, after “terms;” insert “requiring the Board to review certain fees and expenditures and report to certain committees of the General Assembly by a certain date;”; and in line 28, strike “12-304” and substitute “12-301(b)”.

On page 2, after line 1, insert:

“BY repealing and reenacting, without amendments,
Article - Health Occupations
Section 12-304
Annotated Code of Maryland
(2000 Replacement Volume and 2004 Supplement)”.

AMENDMENT NO. 2

On page 3, in line 3, after “TITLE” insert “AND REGULATIONS ADOPTED BY THE BOARD”; in line 8, strike “OR”; in line 9, strike “A PHARMACY ACTIVITY DELEGATED” and substitute “THE DELEGATION OF A PHARMACY ACT”; in line 11, after “TRAINEE” insert “;

(IV) A PHARMACY ACTIVITY OF A PHARMACY STUDENT IN ACCORDANCE WITH § 12-301(B) OF THIS TITLE; OR

(V) THE PERFORMANCE OF OTHER FUNCTIONS PROHIBITED IN

(Over)

REGULATIONS ADOPTED BY THE BOARD”;

in line 19, strike “SHALL BE” and substitute “IS”; in line 20, strike “PRESENT ON THE PREMISES” and substitute “PHYSICALLY AVAILABLE ON-SITE”; strike beginning with “AND” in line 21 down through “AREA” in line 22; and strike beginning with “BEGINS” in line 23 down through “AND” in line 24.

On page 4, in line 29, strike “AMERICAN COUNCIL ON PHARMACEUTICAL EDUCATION” and substitute “ACCREDITATION COUNCIL FOR PHARMACY”.

On page 5, strike beginning with “A” in line 28 down through “TECHNICIAN” in line 29 and substitute “AN INDIVIDUAL”.

AMENDMENT NO. 3

On page 6, in line 17, strike “CONSTITUTE” and substitute “CONSTITUTES”; in line 19, after “TITLE” insert “AND REGULATIONS ADOPTED BY THE BOARD”; in line 24, strike “OR”; in line 25, strike “A PHARMACY ACTIVITY DELEGATED” and substitute “THE DELEGATION OF A PHARMACY ACT”; and in line 27, after “TRAINEE” insert:

“(IV) A PHARMACY ACTIVITY OF A PHARMACY STUDENT IN ACCORDANCE WITH § 12-301(B) OF THIS TITLE; OR

(V) THE PERFORMANCE OF OTHER FUNCTIONS PROHIBITED IN REGULATIONS ADOPTED BY THE BOARD”.

AMENDMENT NO. 4

On page 7, in line 1, strike “SHALL BE” and substitute “IS”; in line 2, strike “PRESENT ON THE PREMISES” and substitute “PHYSICALLY AVAILABLE ON-SITE”; strike beginning with “AND” in line 3 down through “AREA” in line 4; and strike beginning with “BEGINS” in line 5 down through “AND” in line 6.

On page 8, in line 7, strike “AMERICAN COUNCIL ON PHARMACEUTICAL EDUCATION” and substitute “ACCREDITATION COUNCIL FOR PHARMACY”.

AMENDMENT NO. 5

On page 9, in lines 5 and 6, strike “A REGISTERED PHARMACY TECHNICIAN” and substitute “AN INDIVIDUAL”.

On page 11, after line 2, insert:

“12-301.

(b) This section does not apply to [an individual while engaging in a professional experience program under the direct supervision of a licensed pharmacist] A PHARMACY STUDENT PARTICIPATING IN AN EXPERIENTIAL LEARNING PROGRAM OF A COLLEGE OR SCHOOL OF PHARMACY.”;

in line 4, strike “OR REGISTRATION”; and in line 22, after “STUDENT” insert “PARTICIPATING IN AN EXPERIENTIAL LEARNING PROGRAM AS PERMITTED BY § 12-301(B)”.

On page 14, in line 9, strike “TO” and substitute “THAT ARE INAPPROPRIATE FOR”.

On page 22, in lines 8 and 9, strike “AS A PHARMACY TECHNICIAN”.

AMENDMENT NO. 6

On page 22, in line 18, strike “18” and substitute “17”; in line 24, after “SUCCESSFULLY” insert “PASSED AN EXAMINATION APPROVED BY THE BOARD AND”; strike beginning with “AN” in line 25 down through “(II)” in line 26; in line 27, strike the semicolon and substitute “WITHIN 6 MONTHS IMMEDIATELY BEFORE REGISTRATION; OR”; in line 28, strike “(5)” and substitute “(II)”; in the same line, strike “HAVE COMPLETED”; in line 30, after “PERIOD” insert “IMMEDIATELY BEFORE REGISTRATION”; and in line 31, strike “(6)” and substitute “(5)”.

On page 23, in line 3, strike “EDUCATIONAL”; in line 4, after “(B)(3)” insert “AND (4)”; after line 17, insert:

“(E) AN INDIVIDUAL, AT LEAST 16 YEARS AND 6 MONTHS OLD, MAY BEGIN FULFILLING THE PHARMACY TECHNICIAN REGISTRATION REQUIREMENTS UNDER THIS SUBTITLE.

(F) IF A LICENSEE SHOWS GOOD CAUSE, THE BOARD MAY GRANT THE

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LICENSEE AN EXTENSION FOR COMPLETING THE WORK EXPERIENCE REQUIRED UNDER SUBSECTION (B)(4)(II) OF THIS SECTION.”;

in line 22, after “(2)” insert “(I)”; in line 24, after “PERIOD” insert “IMMEDIATELY BEFORE REGISTRATION OR A LONGER PERIOD IF AN EXTENSION WAS GRANTED UNDER § 12-6B-02(F) OF THIS SUBTITLE; OR

(II) PROVIDE DOCUMENTATION OF THE COMPLETION OF A PHARMACY TECHNICIAN TRAINING PROGRAM UNDER § 12-6B-02(B)(4)(I)”;

in line 26, strike the colon; in line 27, strike “(I)”;

and strike beginning with “OR” in line 27 down through “BOARD;” in line 29.

AMENDMENT NO. 7

On page 24, in line 2, before “THE” insert “(A)”; and after line 3, insert:

“(B) (1) THE BOARD MAY SET REASONABLE FEES FOR THE ISSUANCE AND RENEWAL OF CERTIFICATES AND OTHER SERVICES.

(2) THE FEES CHARGED SHALL BE SET SO AS TO APPROXIMATE THE COST OF CERTIFYING PHARMACY TECHNICIANS.”.

AMENDMENT NO. 8

On page 31, after line 26, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That the State Board of Pharmacy shall review its fees and expenditures for the certification of pharmacy technicians and report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee by January 1, 2008, on the reasonableness of the fees to cover the expenditures.”;

in lines 27 and 33, strike “5.” and “6.”, respectively, and substitute “6.” and “7.”, respectively; in line 34, strike “5” and substitute “6”; and in the same line, strike “October 1, 2005” and substitute “July 1, 2006”.