



1 | profession of pharmacy, except that a licensed pharmacist may  
2 | delegate to nonlicensed pharmacy technicians who are  
3 | registered pursuant to this section those duties, tasks, and  
4 | functions which do not fall within the purview of s.  
5 | 465.003(13). All such delegated acts shall be performed under  
6 | the direct supervision of a licensed pharmacist who shall be  
7 | responsible for all such acts performed by persons under his  
8 | or her supervision. A registered pharmacy technician, under  
9 | the supervision of a pharmacist, may initiate or receive  
10 | communications with a practitioner or his or her agent, on  
11 | behalf of a patient, regarding refill authorization requests.  
12 | ~~A No~~ licensed pharmacist may not shall supervise more than one  
13 | registered pharmacy technician unless otherwise permitted by  
14 | the guidelines adopted by the board. The board shall establish  
15 | guidelines to be followed by licensees or permittees in  
16 | determining the circumstances under which a licensed  
17 | pharmacist may supervise more than one but not more than three  
18 | registered pharmacy technicians.

19 |       (2) Any person who wishes to work as a pharmacy  
20 | technician in this state shall register with the board by  
21 | filing an application on a form furnished by the board. The  
22 | board shall register each applicant who has remitted a  
23 | registration fee set by board, not to exceed \$50 biennially,  
24 | has completed the application form, has remitted a  
25 | nonrefundable application fee set by the board, not to exceed  
26 | \$25, and who meets the following requirements:

- 27 |           (a) Is at least 18 years of age;  
28 |           (b) Is a high school graduate or equivalent; and  
29 |           (c) Within 5 years preceding the application has not  
30 | been convicted of, or plead guilty or nolo contendere to,  
31 | regardless of adjudication, a crime that relates to drug

1 diversion or that otherwise directly relates to the functions  
2 and duties of a pharmacy technician.

3 (3) A pharmacist whose license has been denied,  
4 suspended, or restricted for disciplinary purposes is not  
5 eligible to be registered as a pharmacy technician.

6 (4) Notwithstanding the requirements of this section  
7 or any other provision of law, a pharmacy technician student  
8 may be placed in a pharmacy for the purpose of obtaining  
9 practical training required by the body accrediting the  
10 pharmacy technician training program. A pharmacy technician  
11 student shall wear identification that indicates his or her  
12 student status, and registration under this section is not  
13 required.

14 (5) Notwithstanding the requirements of this section  
15 or any other provision of law, an individual who works as an  
16 unpaid volunteer under the supervision of a licensed  
17 pharmacist may perform the functions of a pharmacy technician  
18 without paying a registration fee or filing an application  
19 with the board if a register is maintained bearing the name of  
20 every such volunteer and documenting each volunteer's period  
21 of service.

22 (6) Notwithstanding the requirements of this section  
23 or any other provision of law, an individual licensed as a  
24 pharmacy intern in this state may be employed as a registered  
25 pharmacy technician without paying a registration fee or  
26 filing an application with the board to register as a pharmacy  
27 technician.

28 (7) As a condition of registration renewal, a pharmacy  
29 technician shall biennially complete 20 hours of continuing  
30 education approved by the American Council on Pharmaceutical  
31 Education or the Florida Board of Pharmacy, of which 4 hours

1 must be via live presentation and 2 hours must be related to  
2 the prevention of medication errors and pharmacy law.

3 (8) The board shall adopt rules that require each  
4 registration issued by the board under this section to be  
5 displayed in such a manner as to make it available to the  
6 public and to facilitate inspection by the board.

7 (9) The following acts constitute grounds for denial  
8 of registration of a pharmacy technician:

9 (a) Being unfit or incompetent to work as a pharmacy  
10 technician by reason of:

11 1. Habitual intoxication.

12 2. The misuse or abuse of any medicinal drug appearing  
13 in any schedule set forth in chapter 893.

14 3. Any abnormal physical or mental condition that  
15 threatens the safety of persons to whom she or he might sell  
16 or assist a pharmacist in dispensing prescriptions, drugs, or  
17 medical supplies, or for whom she or he might assist a  
18 pharmacist in preparing or packaging prescriptions, drugs, or  
19 medical supplies.

20 (b) Violating chapter 499; chapter 893; 21 U.S.C. ss.  
21 301-392, the Federal Food, Drug, and Cosmetic Act; or 21  
22 U.S.C. ss. 821 et seq., the Comprehensive Drug Abuse  
23 Prevention and Control Act.

24 Section 2. This act shall take effect July 1, 2006.  
25  
26  
27  
28  
29  
30  
31

\*\*\*\*\*

SENATE SUMMARY

Requires a pharmacy technician to be registered with the Board of Pharmacy. Providing requirements for registration. Prohibits a pharmacist whose license has been suspended, denied, or restricted for disciplinary purposes from registering as a pharmacy technician. Authorizes a pharmacy technician student to be trained in a pharmacy under certain conditions. Authorizes a volunteer to perform functions as a pharmacy technician under certain conditions. Provides that a pharmacy intern may be employed as a pharmacy technician without being registered as a pharmacy technician under certain conditions. Provides grounds for denial of registration as a pharmacy technician.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31