

Senate Amendments to House Bill No. 1093

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

7 **SECTION 1.** Section 73-21-85, Mississippi Code of 1972, is
8 amended as follows:
9 73-21-85. (1) To obtain a license to engage in the practice
10 of pharmacy by examination, or by score transfer, the applicant
11 shall:
12 (a) Have submitted a written application on the form
13 prescribed by the board;
14 (b) Be of good moral character;
15 (c) Have graduated from a school or college of pharmacy
16 accredited by the American Council of Pharmaceutical Education and
17 have been granted a pharmacy degree therefrom;
18 (d) Have successfully passed an examination approved by
19 the board;
20 (e) Have paid all fees specified by the board for
21 examination, not to exceed the cost to the board of administering
22 the examination;
23 (f) Have paid all fees specified by the board for
24 licensure; and
25 (g) Have submitted evidence of externship and/or
26 internship as specified by the board.
27 (2) To obtain a license to engage in the practice of
28 pharmacy, a foreign pharmacy graduate applicant shall obtain the
29 National Association of Boards of Pharmacy's Foreign Pharmacy
30 Graduate Examination Committee's certification, which shall
31 include, but not be limited to, successfully passing the Foreign
32 Pharmacy Graduate Equivalency Examination and attaining a total

33 score of at least five hundred fifty (550) on the Test of English
34 as a Foreign Language (TOEFL), and shall:

35 (a) Have submitted a written application on the form
36 prescribed by the board;

37 (b) Be of good moral character;

38 (c) Have graduated and been granted a pharmacy degree
39 from a college or school of pharmacy recognized and approved by
40 the National Association of Boards of Pharmacy's Foreign Pharmacy
41 Graduate Examination Committee;

42 (d) Have paid all fees specified by the board for
43 examination, not to exceed the cost to the board of administering
44 the examination;

45 (e) Have successfully passed an examination approved by
46 the board;

47 (f) Have completed the number of internship hours as
48 set forth by regulations of the board; and

49 (g) Have paid all fees specified by the board for
50 licensure.

51 (3) Each application or filing made under this section shall
52 include the social security number(s) of the applicant in
53 accordance with Section 93-11-64, Mississippi Code of 1972.

54 (4) To insure that all applicants are of good moral
55 character, the board shall conduct a criminal history record
56 background check of all applicants for a license.

57 **SECTION 2.** Section 73-21-111, Mississippi Code of 1972, is
58 amended as follows:

59 73-21-111. (1) The board shall make, adopt, amend and
60 repeal from time to time such rules and regulations for the
61 regulation of supportive personnel as may be deemed necessary by
62 the board.

63 (2) Every person who acts or serves as a pharmacy technician
64 in a pharmacy that is located in this state and permitted by the
65 board shall obtain a registration from the board. To obtain a
66 pharmacy technician registration the applicant must:

67 (a) Have submitted a written application on a form(s)
68 prescribed by the board; and

69 (b) Be of good moral character; and

70 (c) Have paid the initial registration fee not to
71 exceed One Hundred Dollars (\$100.00).

72 (3) Each pharmacy technician shall renew his or her
73 registration annually. To renew his or her registration, a
74 technician must:

75 (a) Submit an application on a form prescribed by the
76 board; and

77 (b) Pay a renewal fee not to exceed One Hundred Dollars
78 (\$100.00) for each annual registration period. The board may add
79 a surcharge of not more than Five Dollars (\$5.00) to the
80 registration renewal fee to assist in funding a program that
81 assists impaired pharmacists, pharmacy students and pharmacy
82 technicians.

83 (4) To insure that all applicants are of good moral
84 character, the board shall conduct a criminal history record
85 background check of all applicants for registration.

86 **SECTION 3.** This act shall take effect and be in force from
87 and after July 1, 2005.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTIONS 73-21-85 AND 73-21-111, MISSISSIPPI
2 CODE OF 1972, TO REQUIRE THAT THE STATE BOARD OF PHARMACY CONDUCT
3 CRIMINAL HISTORY RECORD BACKGROUND CHECKS ON ANY APPLICANT FOR
4 PHARMACY LICENSURE AND ANY APPLICANT FOR PHARMACY TECHNICIAN
5 REGISTRATION; AND FOR RELATED PURPOSES.

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John O. Gilbert
Secretary of the Senate