

RULE ANALYSIS

Introduction: THE AMENDMENTS ARE SUBMITTED TO THE BOARD FOR CONSIDERATION AS PROPOSED RULES

Short Title: Continuing Education

Rule Numbers: §297.8

Statutory Authority: Texas Pharmacy Act, Chapter 551-566 and 568-569, Occupations Code:

- (1) Section 551.002 specifies that the purpose of the Act is to protect the public through the effective control and regulation of the practice of pharmacy; and
- (2) Section 554.051 gives the Board the authority to adopt rules for the proper administration and enforcement of the Act.

Purpose: The amendments, if adopted, require the law portion of the continuing education requirements for pharmacy technicians to be regarding Texas pharmacy law.

Background: The Board discussed continuing education requirements at their August 2012 and November 2012 meetings and recommended that the law portion of the requirements be consistent with pharmacists' requirements.

1 **TITLE 22 EXAMINING BOARDS**
2 **PART 15 TEXAS STATE BOARD OF PHARMACY**
3 **CHAPTER 297 PHARMACY TECHNICIANS AND PHARMACY TECHNICIAN TRAINEES**

4
5 **§297.8 Continuing Education Requirements**
6

7 (a) Pharmacy Technician Trainees. Pharmacy technician trainees are not required to complete
8 continuing education.

9
10 (b) Pharmacy Technicians.

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12 (1) All pharmacy technicians shall be exempt from the continuing education requirements
13 during their initial registration period.

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15 (2) All pharmacy technicians must complete 20 contact hours of approved continuing
16 education per renewal period in pharmacy related subjects in order to renew their registration as
17 a pharmacy technician. No more than 10 of the 20 hours may be earned at the pharmacy
18 technician's workplace through in-service education and training under the direct supervision of
19 the pharmacist(s).

20
21 (3) One hour specified in subsection (a) of this section shall be related to **Texas** pharmacy law.

22
23 (4) Pharmacy technicians are required to maintain records of completion of continuing
24 education for three years from the date of reporting the hours on a renewal application. The
25 records must contain at least the following information:

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27 (A) name of participant;

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29 (B) title and date of program;

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31 (C) program sponsor or provider (the organization);

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33 (D) number of hours awarded; and

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35 (E) dated signature of sponsor representative.

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37 (5) The board shall audit the records of pharmacy technicians for verification of reported
38 continuing education credit. The following is applicable for such audits.

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40 (A) Upon written request, a pharmacy technician shall provide to the board copies of the
41 record required to be maintained in paragraph (4) of this subsection or certificates of completion
42 for all continuing education contact hours reported during a specified registration period. Failure
43 to provide all requested records by the specified deadline constitutes prima facie evidence of a
44 violation of this rule.

45
46 (B) Credit for continuing education contact hours shall only be allowed for programs for which
47 the pharmacy technician submits copies of records reflecting that the hours were completed
48 during the specified registration period(s). Any other reported hours shall be disallowed.

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50 (C) A pharmacy technician shall not submit false or fraudulent records to the board.

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52 (6) Pharmacy technicians who are certified by the Pharmacy Technician Certification Board
53 and maintain this certification shall be considered as having met the continuing education
54 requirements of this section and shall not be subject to audit by the board.