

RULE ANALYSIS

Introduction: THE AMENDMENTS ARE SUBMITTED TO THE BOARD FOR CONSIDERATION AS A ADOPTED RULE

Short Title: Military Service Members, Military Veterans, Military Spouses

Rule Numbers: §§283.12, 297.10

Statutory Authority: Texas Pharmacy Act, Chapter 551-569, 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, implement provisions of SB 807 and SB 1307 regarding military service members, military veterans, and military spouses.

The Board reviewed and voted to propose the amendments during the August 4, 2015, meeting. The proposed amendments were published in the September 25, 2015, issue of the *Texas Register* at 40 TexReg 6502 and 6543.

1 **CHAPTER 283. LICENSING REQUIREMENTS FOR PHARMACISTS**

2 **22 TAC §283.2, §283.12**

3 The Texas State Board of Pharmacy proposes amendments to §283.2 concerning Definitions and
4 §283.12 concerning Licenses for Military Spouse. The amendments to §283.2, if adopted, clarify
5 that 1993 - 2004 graduates from a college/school of pharmacy whose professional degree
6 program has been approved by the board and is accredited by the Canadian Council for
7 Accreditation of Pharmacy Programs are not considered foreign graduates for the purpose of
8 licensure; and update definitions regarding interns. The amendments to §283.12, if adopted,
9 update the title of the section and implement provisions of SB 807 and SB 1307 passed by the
10 2015 Texas Legislature regarding military service members, military veterans, and military
11 spouses.

12 Gay Dodson, R.Ph., Executive Director/Secretary, has determined that, for the first five-year
13 period the rule is in effect, there will be no fiscal implications for local government as a result of
14 enforcing or administering the rule. The Board is unable to determine the fiscal implications for
15 state government as a result of enforcing or administering the rule because it is unknown how
16 many individuals are military services members, military veterans, or military spouses.

17 Ms. Dodson has determined that, for each year of the first five-year period the rule will be in
18 effect, the public benefit anticipated as a result of enforcing the amendments will ensure that
19 military service members, military veterans, and military spouses are qualified for licensure as a
20 pharmacist. Economic cost to persons who are required to comply with the amendments will be
21 the fees paid to other entities and not the Texas State Board of Pharmacy. The effect on large,
22 small or micro-businesses (pharmacies) will be the same as the economic cost to an individual, if
23 the pharmacy chooses to pay any of the fees for the individual.

24 Written comments on the amendments may be submitted to Allison Benz, R.Ph., M.S., Director
25 of Professional Services, Texas State Board of Pharmacy, 333 Guadalupe Street, Suite 3-600,
26 Austin, Texas 78701, FAX (512) 305-6778. Comments must be received by 5:00 p.m., October
27 30, 2015.

28 The amendments are proposed under §551.002 and §554.051 of the Texas Pharmacy Act
29 (Chapters 551 - 569, Texas Occupations Code) and Chapter 55, (Texas Occupations Code). The
30 Board interprets §551.002 as authorizing the agency to protect the public through the effective
31 control and regulation of the practice of pharmacy. The Board interprets §554.051(a) as
32 authorizing the agency to adopt rules for the proper administration and enforcement of the Act.
33 The Board interprets Chapter 55 as authorizing the agency to adopt rules regarding the license of
34 a person who is a military service member, military veteran, or military spouse.

35 The statutes affected by these amendments: Texas Pharmacy Act, Chapters 551 - 569, Texas
36 Occupations Code.

37 *§283.2.Definitions.*

38 The following words and terms, when used in this chapter, shall have the following meanings,
39 unless the context clearly indicates otherwise.

40 (1) ACPE--Accreditation Council for Pharmacy Education.

41 (2) Applicant--An individual having applied for licensure to act as a pharmacist in Texas.

42 (3) Approved continuing education--Continuing education which meets the requirements of
43 §295.8 of this title (relating to Continuing Education Requirements).

44 (4) Board--The Texas State Board of Pharmacy; all members, divisions, departments, sections,
45 and employees thereof.

46 (5) College/School of pharmacy--A college/school of pharmacy whose professional degree
47 program has been [~~accredited by ACPE and~~] approved by the board and is either accredited
48 by: [-]

49 (A) ACPE; or

50 (B) the Canadian Council for Accreditation of Pharmacy Programs for 1993 - 2004 graduates.

51 (6) Competency--A demonstrated state of preparedness for the realities of professional pharmacy
52 practice.

53 (7) Didactic--Systematic classroom instruction.

54 (8) Direct supervision--A pharmacist preceptor or healthcare professional preceptor is physically
55 present and on-site at the licensed location of the pharmacy where the pharmacist-intern is
56 performing pharmacist-intern duties.

57 (9) Extended-intern--An intern, registered with the board, who has:

58 (A) applied to the board for licensure by examination and has successfully passed the NAPLEX
59 and Texas Pharmacy Jurisprudence Examination but lacks the required number of hours of
60 internship for licensure; or

61 (B) applied to the board to take the NAPLEX and Texas Pharmacy Jurisprudence Examinations
62 within six calendar months after graduation and has either:

63 (i) graduated and received a professional degree from a college/school of pharmacy; or

64 (ii) completed all of the requirements for graduation and for receipt of a professional degree from
65 a college/school of pharmacy; or

66 (C) applied to the board to take the NAPLEX and Texas Pharmacy Jurisprudence Examinations
67 within six calendar months after obtaining full certification from the Foreign Pharmacy Graduate
68 Equivalency Commission; or

69 (D) applied to the Board for re-issuance of a pharmacist license which has been expired for more
70 than two years but less than ten years and has successfully passed the Texas Pharmacy
71 Jurisprudence Examination, but lacks the required number of hours of internship or continuing
72 education required for licensure; or

73 (E) been ordered by the Board to complete an internship.

74 (10) Foreign pharmacy graduate--~~An individual~~ [A pharmacist] whose pharmacy degree was
75 conferred by a pharmacy school whose professional degree program has not been accredited by
76 ACPE and approved by the board. An individual whose pharmacy degree was conferred by a
77 pharmacy school that was accredited by the Canadian Council for Accreditation of Pharmacy
78 Programs between 1993 and 2004, inclusively, is not considered a foreign pharmacy graduate.

79 (11) FPGEC--The Foreign Pharmacy Graduate Equivalency Commission.

80 (12) Healthcare Professional--An individual licensed as:

81 (A) a physician in Texas or another state; or

82 (B) a pharmacist in a state other than Texas but not licensed in Texas.

83 (13) Healthcare Professional Preceptor--A healthcare professional serving as an instructor for a
84 Texas college/school-based internship program who is recognized by a Texas college/school of
85 pharmacy to supervise and be responsible for the activities and functions of a student-intern or
86 intern-trainee in the internship program.

87 (14) Intern-trainee--~~An individual~~ [A pharmacist intern,] registered with the board, who is
88 enrolled in the first year of the professional sequence of a Texas college/school of pharmacy and
89 who may only work during times and in sites assigned by a Texas college/school of pharmacy.

90 (15) Internship--A practical experience program that is approved by the board.

91 (16) MPJE--Multistate Pharmacy Jurisprudence Examination.

92 (17) NABP--The National Association of Boards of Pharmacy.

93 (18) NAPLEX--The North American Pharmacy Licensing Examination, or its predecessor, the
94 National Association of Boards of Pharmacy Licensing Examination.

95 (19) Pharmaceutical care--The provision of drug therapy and other pharmaceutical services
96 defined in the rules of the board and intended to assist in the cure or prevention of a disease,
97 elimination or reduction of a patient's symptoms, or arresting or slowing of a disease process.

98 (20) Pharmacist-intern--An intern-trainee, a student-intern, a resident-intern, or an extended-
99 intern who is participating in a board approved internship program.

100 (21) Pharmacist Preceptor--A pharmacist licensed in Texas to practice pharmacy who meets the
101 requirements under board rules and is recognized by the board to supervise and be responsible
102 for the activities and functions of a pharmacist-intern in an internship program.

103 (22) Resident-intern--An individual who is registered with the board and:

104 (A) has graduated from a college/school of pharmacy; and

105 (B) is completing a residency program in the state of Texas accredited by the American Society
106 of Health-System Pharmacists.

107 (23) Preceptor--A pharmacist preceptor or a healthcare professional preceptor.

108 (24) Professional degree--A bachelor of science degree in pharmacy or a doctorate of pharmacy
109 degree.

110 (25) State--One of the 50 United States of America, the District of Columbia, and Puerto Rico.

111 (26) Student-intern--An individual [~~A pharmacist-intern,~~] registered with the board who is
112 enrolled in the professional sequence of a college/school of pharmacy, has completed the first
113 professional year and obtained a minimum of 30 credit hours of work towards a professional
114 degree in pharmacy, and is participating in a board-approved internship program.

115 (27) Texas Pharmacy Jurisprudence Examination--A licensing exam developed or approved by
116 the Board which evaluates an applicant's knowledge of the drug and pharmacy requirements to
117 practice pharmacy legally in the state of Texas.

118 **§283.12.Licenses for Military Service Members, Military Veterans, and Military Spouses.**

119 (a) Definitions. The following words and terms, when used in this section, shall have the
120 following meanings, unless the context clearly indicates otherwise.

121 (1) Active duty--Current full-time military service in the armed forces of the United States or
122 active duty military service as a member of the Texas military forces, or similar military service
123 of another state.

124 (2) Armed forces of the United States--The army, navy, air force, coast guard, or marine corps of
125 the United States or a reserve unit of one of those branches of the armed forces.

126 (3) Military service member--A person who is on active duty.

127 (4) Military spouse--A person who is married to a military service member.

128 (5) Military veteran--A person who has served on active duty and who was discharged or
129 released from active duty.

130 (b) [(a)] Alternative licensing procedure. For the purpose of §55.004, Occupations Code, an
131 applicant for a pharmacist's license who is a military service member, military veteran, or
132 military spouse [the spouse of a person serving on active duty as a member of the armed forces
133 of the United States] may complete the following alternative procedures for licensing as a
134 pharmacist.

135 (1) Requirements for licensing by reciprocity. An applicant for licensing by reciprocity who
136 meets all of the following requirements may be granted a temporary license as specified in this
137 subsection [(b) of this section] prior to completing the NABP application for pharmacist license
138 by reciprocity, and taking and passing the Texas Pharmacy Jurisprudence Examination. The
139 applicant shall:

140 (A) complete the Texas application for pharmacist license by reciprocity that includes the
141 following:

142 (i) name;

143 (ii) addresses, phone numbers, date of birth, and social security number; however, if an
144 individual is unable to obtain a social security number, an individual taxpayer identification
145 number may be provided in lieu of a social security number along with documentation indicating
146 why the individual is unable to obtain a social security number; and

147 (iii) any other information requested on the application;

148 (B) meet the educational and age requirements as set forth in §283.3 of this title (relating to
149 Educational and Age Requirements);

150 (C) present to the board proof of initial licensing by examination and proof that any current
151 licenses and any other licenses granted to the applicant by any other state have not been
152 suspended, revoked, canceled, surrendered, or otherwise restricted for any reason;

153 (D) meet all requirements necessary for the board to access the criminal history records
154 information, including submitting fingerprint information and such criminal history check does
155 not reveal any disposition for a crime specified in [that board rule] §281.64 of this title (relating
156 to Sanctions for Criminal Offenses) indicates a sanction of denial, revocation, or suspension; and

157 (E) be exempt from the application and examination fees paid to the board set forth in
158 §283.9(a)(2)(A) and (b) [pay the licensing fee set out in §283.9] of this title (relating to Fee
159 Requirements for Licensure by Examination, Score Transfer and Reciprocity); and

160 (F) provide documentation [~~that the applicant is the spouse of a member of the armed forces of~~
161 ~~the United States]~~ to include:

162 ~~{(i) marriage certificate; and}~~

163 (i) ~~[(ii)]~~ military identification indicating that the~~[=]~~

164 ~~[(F)]~~ applicant is a military service member, military veteran, or military dependent, if a military
165 spouse; and

166 ~~{(H) applicant's spouse is on active duty status.}~~

167 (ii) marriage certificate, if a military spouse.

168 (2) Requirements for an applicant whose Texas pharmacist's license has expired. An applicant
169 whose Texas pharmacist's license has expired within five years preceding the application date
170 ~~[and while the applicant lived in another state for at least six months]:~~

171 (A) shall complete the Texas application for licensing that includes the following:

172 (i) name;

173 (ii) addresses, phone numbers, date of birth, and social security number; however, if an
174 individual is unable to obtain a social security number, an individual taxpayer identification
175 number may be provided in lieu of a social security number along with documentation indicating
176 why the individual is unable to obtain a social security number; and

177 (iii) any other information requested on the application;

178 (B) shall provide documentation ~~[that the applicant is the spouse of a person serving on active~~
179 ~~duty as a member of the armed forces of the United States]~~ to include:

180 ~~{(i) marriage certificate; and}~~

181 (i) ~~[(ii)]~~ military identification indicating that the applicant is a military service member, military
182 veteran, or military dependent, if a military spouse; and

183 (ii) marriage certificate, if a military spouse;

184 (C) shall pay the renewal fee specified in §295.5 of this title (relating to Pharmacist License
185 Renewal Fees); however, the applicant shall be exempt from the fees specified in §295.7(3) of
186 this title (relating to Pharmacist License Renewal).

187 (D) shall complete approved continuing education requirements according to the following
188 schedule:

189 (i) if the Texas pharmacist license has been expired for more than one year but less than two
190 years, the applicant shall complete 15 contact hours of approved continuing education;

191 (ii) if the Texas pharmacist license has been expired for more than two years but less than three
192 years, the applicant shall complete 30 contact hours of approved continuing education; or

193 (iii) if the Texas pharmacist license has been expired for more than three years but less than five
194 years, the applicant shall complete 45 contact hours of approved continuing education; and

195 (E) is not required to take the Texas Pharmacy Jurisprudence Examination.

196 (3) A temporary license issued under this section is valid for no more than six months and may
197 be extended, if disciplinary action is pending, or upon request, as otherwise determined
198 reasonably necessary by the executive director of the board.

199 (4) A temporary license issued under this section expires within six months of issuance if the
200 individual fails to pass the Texas Pharmacy Jurisprudence Examination within six months or
201 fails to take the Texas Pharmacy Jurisprudence Examination within six months.

202 (5) An individual may not serve as pharmacist-in-charge of a pharmacy with a temporary license
203 issued under this subsection.

204 (c) ~~(b)~~ Expedited licensing procedure. For the purpose of §55.005, Occupations Code, an
205 applicant for a pharmacist license who is a military service member, military veteran, or military
206 spouse ~~[the spouse of a person serving on active duty as a member of the armed forces of the~~
207 ~~United States]~~ and who holds a current license as a pharmacist issued by another state may
208 complete the following expedited procedures for licensing as a pharmacist. The applicant shall:

209 (1) meet the educational and age requirements specified in §283.3 of this title (relating to
210 Educational and Age Requirements);

211 (2) meet all requirements necessary in order for the board to access the criminal history record
212 information, including submitting fingerprint information and being responsible for all
213 associated costs;

214 (3) complete the Texas and NABP applications for reciprocity. Any fraudulent statement made in
215 the application for reciprocity is grounds for denial of the application; if such application is
216 granted, any fraudulent statement is grounds for suspension, revocation, and/or cancellation of
217 any license so granted by the board. The Texas application includes the following information:

218 (A) name;

219 (B) addresses, phone numbers, date of birth, and social security number; however, if an
220 individual is unable to obtain a social security number, an individual taxpayer identification
221 number may be provided in lieu of a social security number along with documentation indicating
222 why the individual is unable to obtain a social security number; and

223 (C) any other information requested on the application.

224 (4) shall present to the board proof of initial licensing by examination and proof that their current
225 license and any other license or licenses granted to the applicant by any other state have not been
226 suspended, revoked, canceled, surrendered, or otherwise restricted for any reason; and

227 (5) shall pass the Texas Pharmacy Jurisprudence Examination with a minimum grade of 75. (The
228 passing grade may be used for the purpose of licensure by reciprocity for a period of two years
229 from the date of passing the examination.) Should the applicant fail to achieve a minimum grade
230 of 75 on the Texas Pharmacy Jurisprudence Examination, such applicant, in order to be licensed,
231 shall retake the Texas Pharmacy Jurisprudence Examination as specified in §283.11 of this title
232 (relating to Examination Retake Requirements) until such time as a minimum grade of 75 is
233 achieved.

234 (d) License renewal. As specified in §55.003, Occupations Code, a military service member who
235 holds a pharmacist license is entitled to two years of additional time to complete any
236 requirements related to the renewal of the military service member's license as follows:

237 (1) A military service member who fails to renew their pharmacist license in a timely manner
238 because the individual was serving as a military service member shall submit to the board:

239 (A) name, address, and license number of the pharmacist;

240 (B) military identification indicating that the individual is a military service member; and

241 (C) a statement requesting up to two years of additional time to complete the renewal.

242 (2) A military service member specified in paragraph (1) of this subsection shall be exempt from
243 fees specified in §295.7(3) of this title (relating to Pharmacist License Renewal).

244 (3) A military service member specified in paragraph (1) of this subsection is entitled to two
245 additional years of time to complete the continuing education requirements specified in §295.9 of
246 this title (relating to Continuing Education Requirements).

247 The agency certifies that legal counsel has reviewed the proposal and found it to be within the
248 state agency's legal authority to adopt.

249 Filed with the Office of the Secretary of State on September 14, 2015.

250 TRD-201503740

251 Gay Dodson, R.Ph.

252 Executive Director

253 Texas State Board of Pharmacy

254 Earliest possible date of adoption: October 25, 2015

255 For further information, please call: (512) 305-8028

256

1 **CHAPTER 297. PHARMACY TECHNICIANS AND PHARMACY TECHNICIAN**
2 **TRAINEES**

3 **22 TAC §297.10**

4 The Texas State Board of Pharmacy proposes amendments to §297.10 concerning Licenses for
5 Military Spouse. The amendments, if adopted, update the title of the section and implement
6 provisions of SB 807 and SB 1307 passed by the 2015 Texas Legislature regarding military
7 service members, military veterans, and military spouses.

8 Gay Dodson, R.Ph., Executive Director/Secretary, has determined that, for the first five-year
9 period the rule is in effect, there will be no fiscal implications for local government as a result of
10 enforcing or administering the rule. The Board is unable to determine the fiscal implications for
11 state government as a result of enforcing or administering the rule because it is unknown how
12 many individuals are military services members, military veterans, or military spouses.

13 Ms. Dodson has determined that, for each year of the first five-year period the rule will be in
14 effect, the public benefit anticipated as a result of enforcing the amendments will ensure that
15 military service members, military veterans, and military spouses are qualified for licensure as a
16 pharmacist. Economic cost to persons who are required to comply with the amendments will be
17 the fees paid to other entities and not the Texas State Board of Pharmacy. The effect on large,
18 small or micro-businesses (pharmacies) will be the same as the economic cost to an individual, if
19 the pharmacy chooses to pay any of the fees for the individual.

20 Written comments on the amendments may be submitted to Allison Benz, R.Ph., M.S., Director
21 of Professional Services, Texas State Board of Pharmacy, 333 Guadalupe Street, Suite 3-600,
22 Austin, Texas 78701, FAX (512) 305-6778. Comments must be received by 5:00 p.m., October
23 30, 2015.

24 The amendments are proposed under §551.002 and §554.051 of the Texas Pharmacy Act
25 (Chapters 551 - 569, Texas Occupations Code) and Chapter 55 (Texas Occupations Code). The
26 Board interprets §551.002 as authorizing the agency to protect the public through the effective
27 control and regulation of the practice of pharmacy. The Board interprets §554.051(a) as
28 authorizing the agency to adopt rules for the proper administration and enforcement of the Act.
29 The Board interprets Chapter 55 as authorizing the agency to adopt rules regarding the license of
30 a person who is a military service member, military veteran, or military spouse.

31 The statutes affected by these amendments: Texas Pharmacy Act, Chapters 551 - 569, Texas
32 Occupations Code.

33 **§297.10.Registration for *Military Service Members, Military Veterans, and Military Spouses.***

34 (a) Definitions. The following words and terms, when used in this section, shall have the
35 following meanings, unless the context clearly indicates otherwise.

36 (1) Active duty--Current full-time military service in the armed forces of the United States or
37 active duty military service as a member of the Texas military forces, or similar military service
38 of another state.

39 (2) Armed forces of the United States--The army, navy, air force, coast guard, or marine corps of
40 the United States or a reserve unit of one of those branches of the armed forces.

41 (3) Military service member--A person who is on active duty.

42 (4) Military spouse--A person who is married to a military service member.

43 (5) Military veteran--A person who has served on active duty and who was discharged or
44 released from active duty.

45 (b) [(a)] Alternative registration procedure. For the purpose of §55.004, Occupations Code, an
46 applicant for a pharmacy technician registration who is a military service member, military
47 veteran, or military spouse [the spouse of a person serving on active duty as a member of the
48 armed forces of the United States] may complete the following alternative procedures for
49 registering as a pharmacy technician.

50 (1) An applicant who holds a current registration as a pharmacy technician issued by another
51 state but does not have a current PTCB certificate shall meet the requirements for registration as
52 a pharmacy technician trainee as specified in §297.3 of this chapter (relating to Registration
53 Requirements).

54 (2) An applicant who held a pharmacy technician registration in Texas that expired within the
55 five years preceding the application date [~~and the registration expired while the applicant lived in~~
56 ~~another state for at least six months~~] who meets the following requirements may be granted a
57 pharmacy technician registration. The applicant:

58 (A) shall complete the Texas application for registration that includes the following:

59 (i) name;

60 (ii) addresses, phone numbers, date of birth, and social security number; however, if an
61 individual is unable to obtain a social security number, an individual taxpayer identification
62 number may be provided in lieu of a social security number along with documentation indicating
63 why the individual is unable to obtain a social security number; and

64 (iii) any other information requested on the application;

65 (B) shall provide documentation [~~that the applicant is the spouse of a member of the armed~~
66 ~~forces of the United States]~~ to include:

67 [~~(i) marriage certificate; and]~~

68 (i) ~~(ii)~~ military identification indicating that the~~is~~

69 ~~(ii)~~ applicant is a military service member, military veteran, or military dependent, if a military
70 spouse; and

71 (ii) ~~(iii)~~ marriage certificate, if the applicant is a military spouse; applicant's spouse is on active
72 duty status;

73 (C) be exempt from the application fees paid to the board set forth in §297.4(a) and (b)(2) of this
74 chapter ~~[shall pay the registration fee set out in §297.4 of this title];~~

75 (D) shall meet all necessary requirements in order for the board to access the criminal history
76 records information, including submitting fingerprint information and such criminal history
77 check does not reveal any charge or conviction for a crime that §281.64 of this title (relating to
78 Sanctions for Criminal Offenses) indicates a sanction of denial, revocation, or suspension; and

79 (E) is not required to have a current PTCB certificate.

80 (c) ~~(b)~~ Expedited registration procedure. For the purpose of §55.005, Occupations Code, an
81 applicant for a pharmacy technician registration who is a military service member, military
82 veteran or military spouse ~~[the spouse of a person serving on active duty as a member of the~~
83 ~~armed forces of the United States]~~ and who holds a current registration as a pharmacy technician
84 issued by another state or who held a pharmacy technician registration in Texas that expired
85 within the five years preceding the application date may complete the following expedited
86 procedures for registering as a pharmacy technician.

87 (1) The applicant shall:

88 (A) have a high school or equivalent diploma (e.g., GED), or be working to achieve a high
89 school or equivalent diploma. For the purpose of this clause, an applicant for registration may be
90 working to achieve a high school or equivalent diploma for no more than two years; and

91 (B) have taken and passed the Pharmacy Technician Certification Board's National Pharmacy
92 Technician Certification Examination or other examination approved by the board and have a
93 current certification certificate; and

94 (C) complete the Texas application for registration that includes the following information:

95 (i) name;

96 (ii) addresses, phone numbers, date of birth, and social security number; however, if an
97 individual is unable to obtain a social security number, an individual taxpayer identification
98 number may be provided in lieu of a social security number along with documentation indicating
99 why the individual is unable to obtain a social security number; and

100 (iii) any other information requested on the application.

101 (D) meet all requirements necessary in order for the Board to access the criminal history record
102 information, including submitting fingerprint information and paying the required fees; ~~and~~

103 (E) shall be exempt from [pay] the registration fee as specified in §297.4(b)(2) of this chapter
104 [title] (relating to Fees).

105 (2) Once an applicant has successfully completed all requirements of registration, and the board
106 has determined there are no grounds to refuse registration, the applicant will be notified of
107 registration as a registered pharmacy technician and of his or her pharmacy technician
108 registration number.

109 (3) All applicants for renewal of an expedited pharmacy technician registration issued to a
110 military service member, military veteran, or military spouse shall comply with the renewal
111 procedures as specified in §297.3 of this chapter [title] (relating to Registration Requirements).

112 (d) License renewal. As specified in §55.003, Occupations Code, a military service member who
113 holds a pharmacy technician registration is entitled to two years of additional time to complete
114 any requirements related to the renewal of the military service member's registration as follows:

115 (1) A military service member who fails to renew their pharmacy technician registration in a
116 timely manner because the individual was serving as a military service member shall submit to
117 the board:

118 (A) name, address, and registration number of the pharmacy technician;

119 (B) military identification indicating that the individual is a military service member; and

120 (C) a statement requesting up to two years of additional time to complete the renewal.

121 (2) A military service member specified in paragraph (1) of this subsection shall be exempt from
122 fees specified in §297.3(d)(4) of this chapter (relating to Registration Requirements).

123 (3) A military service member specified in paragraph (1) of this subsection is entitled to two
124 additional years of time to complete the continuing education requirements specified in §297.8 of
125 this title (relating to Continuing Education Requirements).

126 The agency certifies that legal counsel has reviewed the proposal and found it to be within the
127 state agency's legal authority to adopt.

128 Filed with the Office of the Secretary of State on September 14, 2015.

129 TRD-201503758

130 Gay Dodson, R.Ph.

131 Executive Director

132 Texas State Board of Pharmacy
133 Earliest possible date of adoption: October 25, 2015
134 For further information, please call: (512) 305-8028
135