

**PROPOSED REGULATION OF THE  
STATE BOARD OF PHARMACY**

**LCB File No. R041-21**

April 15, 2022

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§ 1 and 2, NRS 639.070 and 639.1371.

A REGULATION relating to pharmaceutical technicians; revising provisions governing the registration of pharmaceutical technicians and pharmaceutical technicians in training; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law requires the State Board of Pharmacy to adopt regulations establishing the required qualifications for registration as a pharmaceutical technician. (NRS 639.1371) Existing regulations establish such qualifications, which include multiple possible combinations of education and experience. (NAC 639.240) **Section 1** of this regulation removes provisions authorizing the issuance of registration as a pharmaceutical technician to an applicant who: (1) is registered as a pharmaceutical technician in another state that has equivalent requirements for registration to this State and has certain experience; (2) has certain experience in another state that does not offer registration; or (3) is certified by the Pharmacy Technician Certification Board or the National Healthcareer Association and has certain education and experience in another state. Instead, **section 1** authorizes the issuance of registration to any applicant who is actively registered in good standing in another state. **Section 1** also removes a requirement that an applicant who attended a school outside of the United States must submit to the Board a copy of an evaluation of his or her academic transcript as to whether his or her grades are equivalent to the grades required for an applicant who attended a school or program of training in the United States. **Section 1** additionally: (1) prescribes the documentation required to prove that an applicant meets certain qualifications; and (2) revises the conditions for the issuance of registration.

**Section 2** of this regulation similarly revises the conditions for the issuance of registration as a pharmaceutical technician in training. **Section 2** additionally revises the expiration date of such registration from 24 months after the date of issuance to October 31 of each even-numbered year. **Section 2** also revises certain documentation that a managing pharmacist of a pharmacy where a pharmaceutical technician in training is employed is required to submit to the Board.

**Section 1.** NAC 639.240 is hereby amended to read as follows:

639.240 1. No person may perform the duties of a pharmaceutical technician until the person has been issued a certificate of registration.

2. An applicant for registration as a pharmaceutical technician must:

(a) Be 18 years of age or older;

(b) Be a high school graduate or the equivalent;

(c) Have complied with the requirements of subsection 4 of NRS 639.1371, as amended by section 6 of Senate Bill No. 408, chapter 218, Statutes of Nevada 2021 at page 1018; and

(d) Have complied with one of the following requirements:

(1) The successful completion of a program of training for pharmaceutical technicians, including, but not limited to, a program of training offered by a postsecondary school, that is approved by the Board pursuant to NAC 639.256.

~~(2) Registration~~ *The applicant must provide with the application a copy of a certificate evidencing successful completion of such a program.*

*(2) Active registration and in good standing* in another state as a pharmaceutical technician . ~~if the requirements for registration in that state are equivalent to the requirements of this State, and the successful completion of at least 240 hours of employment as a pharmaceutical technician in a pharmacy in that state, which must be verified by the managing pharmacist of the pharmacy.~~

~~(3) If the state in which the applicant has been employed does not offer registration, licensure or certification as a pharmaceutical technician:~~

~~(1) The successful completion of at least 1,500 hours of experience in a pharmacy in that state performing the duties set forth in paragraph (c) of subsection 3 of NRS 639.1371 during the 3 years immediately preceding the date on which his or her application was submitted;~~

~~————(II) The successful completion of at least 350 hours of employment in a pharmacy in this State; and~~

~~————(III) The acquisition of a written statement to the Board from the managing pharmacist of the pharmacy referred to in sub-subparagraph (II) stating that the applicant, during his or her employment, demonstrated competence to perform the tasks assigned to him or her.~~

~~→ Such an applicant must register as a pharmaceutical technician in training before he or she completes the requirements of sub-subparagraph (II).~~

~~————(4)] *The applicant must provide with the application a copy of the registration issued by that state.*~~

(3) The successful completion of at least 1,500 hours of training and experience as a *registered* pharmaceutical technician in training ~~+] *providing the services set forth in paragraph (c) of subsection 3 of NRS 639.1371 in a pharmacy in this State. The applicant must provide with the application a form prescribed by the Board and completed by the managing pharmacist of the pharmacy at which the applicant received training verifying the completion of such training and experience.*~~ A pharmaceutical technician in training may accumulate certified hours of training from each place of employment.

~~[(5)] (4)~~ The successful completion of a program of training for pharmaceutical technicians conducted by a branch of the Armed Forces of the United States, the Indian Health Service of the United States Department of Health and Human Services or the United States Department of Veterans Affairs.

~~[(6) — Certification by the Pharmacy Technician Certification Board or the National Healthcareer Association as a pharmacy technician if:~~

~~——(I) The applicant successfully completes a program of training for pharmaceutical technicians conducted by a postsecondary school in another state;~~

~~——(II) The program is accredited or otherwise approved by the appropriate regulatory authority in that state; and~~

~~——(III) The applicant successfully completes at least 240 hours of employment as a pharmaceutical technician in training in a pharmacy in another state, which must be verified by the managing pharmacist of the pharmacy.~~

~~—3. An applicant who attended a school outside the United States must submit to an organization which evaluates educational credentials a copy of the transcript of his or her academic record from that school for a determination of whether the grades the applicant received are substantially equivalent to the grades required for an applicant who attended a school, or a program of training for pharmaceutical technicians that is accredited by the American Society of Health System Pharmacists, in the United States. The applicant must ensure that a copy of the organization's evaluation of the transcript is submitted to the Board.~~

~~—4.} *The applicant must provide with the application a copy of a certificate evidencing successful completion of such a program of training*~~

3. The Board may deny an application for registration as a pharmaceutical technician if the applicant has:

(a) Been convicted of any felony or a misdemeanor involving moral turpitude, dishonesty or the unlawful possession, sale or use of drugs; or

(b) A history of drug abuse.

~~{5. Upon receipt of an application and the required fee, the Executive Secretary shall, unless he or she has good cause to deny the registration, issue a certificate of registration to the pharmaceutical technician.}~~

*4. If the Board does not deny the application pursuant to subsection 3 and determines that the applicant meets the requirements of this chapter and chapter 639 of NRS for registration as a pharmaceutical technician, the Board will issue a certificate of registration as a pharmaceutical technician to the applicant.*

**Sec. 2.** NAC 639.242 is hereby amended to read as follows:

639.242 1. An applicant for registration as a pharmaceutical technician in training must:

(a) Be 18 years of age or older;

(b) Be a high school graduate or the equivalent; and

(c) Participate in training while on the job and acquire experience that is commensurate with the duties of his or her employment.

2. The Board may deny an application for registration as a pharmaceutical technician in training if the applicant has:

(a) Been convicted of any felony or a misdemeanor involving moral turpitude, dishonesty or the unlawful possession, sale or use of drugs; or

(b) A history of drug abuse.

3. A person may perform the duties of a pharmaceutical technician while the person is receiving the training and experience required by paragraph (c) of subsection 1 if he or she is registered with the Board.

~~4. Upon receipt of an application and the required fee, the Executive Secretary shall, unless he or she has good cause to deny the registration, issue a registration certificate for a~~

~~pharmaceutical technician in training to the managing pharmacist of the pharmacy where the trainee will be employed.~~ *If the Board does not deny the application pursuant to subsection 2 and determines that the applicant meets the requirements of this chapter and chapter 639 of NRS for registration as a pharmaceutical technician in training, the Board will issue a certificate of registration as a pharmaceutical technician in training to the applicant.*

5. Registration as a pharmaceutical technician in training ~~is effective for 24 months after the date of issuance unless an extension is granted by the Board.~~ *expires on October 31 of each even-numbered year unless renewed before that date.*

6. ~~The registration certificate of a pharmaceutical technician in training who is receiving the training and experience required by paragraph (c) of subsection 1 will specify the pharmacy where he or she will be employed. Termination of that employment voids the registration, and the trainee must reapply for registration before his or her services may be used by another pharmacy. This subsection does not prohibit a trainee from accumulating certified hours of training from each place of employment.~~

~~7.~~ The managing pharmacist of the pharmacy where a pharmaceutical technician in training is employed to receive the training and experience required by paragraph (c) of subsection 1 shall file with the Board a ~~signed affidavit~~ *completed form prescribed by the Board* certifying:

- (a) The number of hours of training and experience the trainee has successfully completed;
- (b) The specific training and experience the trainee has completed; and
- (c) That the trainee is competent to perform the duties of a pharmaceutical technician.