

House Bill 316 (AS PASSED HOUSE AND SENATE)

By: Representatives Stephens of the 164th, Gaines of the 117th, Lott of the 122nd, and Corbett of the 174th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 26-4-82 of the Official Code of Georgia Annotated, relating to
2 duties requiring professional judgment and responsibilities of a licensed pharmacist, so as
3 to increase the pharmacist to pharmacy technician ratio for providing direct supervision at
4 any time; to provide certain requirements; to provide for related matters; to repeal conflicting
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 26-4-82 of the Official Code of Georgia Annotated, relating to duties requiring
9 professional judgment and responsibilities of a licensed pharmacist, is amended by revising
10 subsection (d) as follows:

11 "(d) The board of pharmacy shall promulgate rules and regulations regarding the activities
12 and utilization of pharmacy technicians in pharmacies, including the establishment of a
13 registry as required in paragraph (7) of subsection (a) of Code Section 26-4-28; provided,
14 however, that the pharmacist to pharmacy technician ratio shall not exceed one pharmacist
15 providing direct supervision of ~~three~~ four pharmacy technicians. The board may consider
16 and approve an application to increase the ratio in a pharmacy located in a licensed

17 hospital. Such application must be made in writing and must be submitted to the board by
18 the pharmacist in charge of a specific hospital pharmacy in this state. ~~One of the three~~ At
19 any time during which the pharmacist directly supervises four pharmacy technicians, two
20 of such technicians must be certified. At any time during which the pharmacist directly
21 supervises three pharmacy technicians, one of such technicians must be certified. No
22 certification is required for pharmacy technicians in pharmacies at any time during which
23 the pharmacist directly supervises one or two pharmacy technicians. In order to be
24 certified, pharmacy technicians must:

- 25 (1) Have successfully passed a certification program approved by the board of pharmacy;
26 (2) Have successfully passed an employer's training and assessment program which has
27 been approved by the board of pharmacy; or
28 (3) Have been certified by either the Pharmacy Technician Certification Board or any
29 other nationally recognized certifying body approved by the board of pharmacy."

30

SECTION 2.

31 All laws and parts of laws in conflict with this Act are repealed.