

**CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on Wednesday, May 22, 2024, and filed with the agency secretary on Wednesday, June 12, 2024.

AGENCY NAME: Alabama State Board of Pharmacy

INTENDED ACTION: Amend

RULE NO.: 680-X-2-.37

(If amended rule, give specific paragraph, subparagraphs, etc., being amended) **(1), (2), (3), (4), (5), (6), (7)**

RULE TITLE: Continuing Education For Pharmacy Technicians

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

Adopted with changes. No comments received

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XLII, ISSUE NO. 6, AAM,
DATED FRIDAY, MARCH 29, 2024.

STATUTORY RULEMAKING AUTHORITY: 34-23-131

(Date Filed)
(For LRS Use Only)

REC'D & FILED

JUN 20, 2024

LEGISLATIVE SVC AGENCY

Donna C. Yeatman

Donna Yeatman

Certifying Officer or his or her
Deputy

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.)

680-X-2-.37

Continuing Education For Pharmacy Technicians.

(1) Pharmacy ~~Technician~~technicians shall complete six (6) hours of continuing education within the renewal period, as a condition of registration renewal. By submitting the biennial renewal, a pharmacy technician is representing their compliance with this requirement by the end of the relevant renewal cycle.

(2) Section (1) shall not apply to pharmacy technicians applying for the first renewal of their registration. If a pharmacy technician has only been registered for one full calendar year, they shall complete three (3) hours of continuing education for the first renewal of their ~~license. If a pharmacy technician has been licensed~~registration. If a pharmacy technician has been registered for less than one full calendar year, no continuing education is required for the first renewal of their ~~license~~registration.

(3) In order to receive credit for continuing education, the continuing education shall be previously approved by the Board. Any requests for approval of continuing education shall be submitted to the Board no less than thirty ~~30~~(30) calendar days prior to offering of the continuing education. A condition of approval shall be that the continuing education is pertinent to the practice of pharmacy. However, this requirement shall not apply to ACPE approved continuing education courses for which a program number is available.

(4) Continuing ~~Education~~education may be completed by either attendance or by distance-based program, video or by publications; however, a pharmacy technician must complete at least two (2) hours of live continuing education ~~through attendance at a course(s),~~ within each renewal cycle. If a pharmacy technician has only been registered for one full calendar year, they ~~must~~shall complete at least one (1) hour of live continuing education.

(5) It is the responsibility of each pharmacy technician to maintain ~~and compile accurate records relating to all continuing education courses or activities they have attended and completed. It shall be the responsibility of each pharmacy technician to maintain above-described documentation and information pertaining to each renewal cycle for a period of two (2) years and this~~accurate records relating to all continuing education courses they have completed for a period of two (2) years. This information shall be submitted to the Board of Pharmacy within thirty (30) calendar days after a request for the same by the Board.

(6) The Board of Pharmacy shall randomly audit the continuing education documentation ~~or information to be maintained or submitted by each pharmacy technician as described herein~~ to assure compliance with these rules. Failure to maintain the documentation or information set forth in these rules ~~or,~~ the submission of false or misleading information or documentation

to the Board of Pharmacy, or failure to submit requested documentation or information within the time specified by the Board may subject the pharmacy technician, on the first violation to a non-disciplinary administrative penalty authorized by Code of Ala. 1975, §34-23-33 an amount not less than twenty five dollars (\$25.00) or more than one hundred dollars (~~\$100.0~~) ~~as determined by the board~~ \$100.00) as determined by the Board.

(7) Upon written request to the Board of Pharmacy, and upon the demonstration of ~~good and~~ sufficient cause, the Board of Pharmacy may grant a waiver or extension of time for the completion of the ~~annual hour~~ requirements for continuing education as set forth herein. The pharmacy technician who seeks such a waiver or extension shall submit to the Board of Pharmacy any documentation required by the Board which the Board deems appropriate ~~for it to make a decision concerning that waiver or extension.~~

(8) Any pharmacy technician who allows their registration to lapse for a minimum of one (1) calendar year but not more than five (5) calendar years, shall be required as a condition for reinstatement to provide documentation of their completion of three (3) hours of continuing education in the manner described above for each lapsed calendar year. If a registration is lapsed for more than five (5) calendar years, the Board may require as a condition for reinstatement any amount of continuing education deemed appropriate.

Author: Alabama State Board of Pharmacy

Statutory Authority: Code of Ala. 1975, §34-23-131.

History: New Rule: Filed July 6, 2006; effective August 10, 2006. **Amended:** Filed January 22, 2019; effective March 8, 2019. **Amended:** Published August 31, 2020; effective October 15, 2020. **Amended:** Published September 30, 2022; effective November 14, 2022. **Amended:** Published ~~_____~~; ~~effective~~ _____ June 28, 2024; effective August 12, 2024.