

# **BOARD OF PHARMACY**

## **DIVISION 25**

### **CERTIFIED PHARMACY TECHNICIANS AND PHARMACY TECHNICIANS**

**855-025-0020**

#### **Reporting and Recordkeeping Responsibilities of Pharmacy Technicians and Certified Pharmacy Technicians**

(1) Failure to answer completely, accurately and honestly, all questions on the application form for licensure or renewal of licensure is grounds for discipline.

(2) Failure to disclose any arrest for a felony or misdemeanor, or any indictment for a felony may result in denial of the application.

(3) A pharmacy technician or certified pharmacy technician must report to the Board within 10 days if they:

(a) Are convicted of a misdemeanor or a felony; or

(b) If they are arrested for a felony.

(4) A pharmacy technician or certified pharmacy technician who has reasonable cause to believe that another licensee (of the Board or any other Health Professional Regulatory Board) has engaged in prohibited or unprofessional conduct as these terms are defined in OAR 855-006-0005, must report that conduct to the board responsible for the licensee who is believed to have engaged in the conduct. The reporting pharmacy technician or certified pharmacy technician shall report the conduct without undue delay, but in no event later than 10 working days after the reporting pharmacy technician or certified pharmacy technician learns of the conduct unless federal laws relating to confidentiality or the protection of health information prohibit disclosure.

(5) A pharmacy technician or certified pharmacy technician who reports to a board in good faith as required by section (4) of this rule is immune from civil liability for making the report.

(6) A pharmacy technician or certified pharmacy technician who has reasonable grounds to believe that prescription drugs or records have been lost or stolen, or any violation of these rules has occurred, must notify the Board within 10 days.

(7) A pharmacy technician or certified pharmacy technician must notify the Board in writing, within 15 days, of any change in employment location or residence address except that a technician who is employed at more than one pharmacy need only report the name and address of the pharmacy at which the technician normally works the most hours.

(8) A certified pharmacy technician must obtain certificates of completion that show the date and number of hours earned to document continuing education credit earned and must keep the certificates of completion for three years from the date of the program.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.155, OL 2009, Ch. 536

## **855-025-0050**

### **Grounds for Discipline of Pharmacy Technicians and Certified Pharmacy Technicians**

The State Board of Pharmacy may refuse to issue or renew; or may suspend, revoke, or restrict the license of a pharmacy technician or certified pharmacy technician; or may impose a civil penalty upon a pharmacy technician or certified pharmacy technician upon the following grounds including but not limited to:

(1) Unprofessional conduct as defined in OAR 855-006-0005;

(2) Repeated or gross negligence in performing the duties of a pharmacy technician or certified pharmacy technician;

(3) Impairment, which means an inability to assist in the practice of pharmacy with reasonable competence and safety due to the habitual or excessive use of drugs or alcohol, other chemical dependency or a mental health condition;

(4) Being found guilty by the Board of a violation of the pharmacy or drug laws of this state or rules pertaining thereto or of statutes, rules or regulations of any other state or of the federal government;

(5) Being found guilty by a court of competent jurisdiction of a felony as defined by the laws of this state;

(6) Being found guilty by a court of competent jurisdiction of a violation of the pharmacy or drug laws of this state or rules pertaining thereto or of statutes, rules or regulations of any other state or of the federal government;

(7) Fraud or intentional misrepresentation in securing or attempting to secure the issuance or renewal of a pharmacy technician or certified pharmacy technician license;

(8) Allowing an individual to engage in the duties of a pharmacist, pharmacy technician or certified pharmacy technician without a license or to use falsely the title of pharmacist, pharmacy technician or certified pharmacy technician;

(9) Being found by the Board to be in violation of any violation of any of the provisions of ORS 435.010 to 435.130, 453.025, 453.045, 475.035 to 475.190, 475.805 to 475.995 or 689.005 to 689.995 or the rules adopted pursuant thereto;

(10) Failure to appropriately perform the duties of a pharmacy technician or certified pharmacy technician as outlined in OAR 855-025-0040 while assisting a pharmacist in the practice of pharmacy as defined in ORS 689.005;

(11) Any act or practice relating to performing the duties of a pharmacy technician or certified pharmacy technician which is prohibited by state or federal law or regulation; or

(12) Any conduct or practice by a pharmacy technician, certified pharmacy technician or pharmacy that the Board determines is contrary to the accepted standards of practice.

Stat. Auth.: ORS 689.205

Stats. Implemented: ORS 689.151, OL 2009, Ch. 756