

Enrolled Senate Bill 410

Sponsored by Senator PATTERSON (Pre-session filed.)

CHAPTER

AN ACT

Relating to pharmacy technician licensure; creating new provisions; amending ORS 689.486; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 689.486 is amended to read:

689.486. (1) It [*shall be*] **is** unlawful for any person to perform the duties of a pharmacy technician or use the title of pharmacy technician unless licensed to [*do so under the provisions of this chapter*] **perform the duties of a pharmacy technician.**

(2) To be licensed to perform the duties of a pharmacy technician, a person shall:

- (a) Submit a license application in the manner prescribed by the State Board of Pharmacy; and
- (b) Pay the license fee established by the board.

(3) The license application prescribed by the board shall include, but not be limited to:

- (a) The name and address of the applicant;
- (b) The educational qualifications of the applicant;
- (c) The work history of the applicant; and

(d) The applicant's criminal offender record of any conviction or of any arrest less than one year old on which there has been no acquittal or dismissal.

(4) A license under this section expires annually. To renew a license to perform the duties of a pharmacy technician, a person shall:

- (a) Submit the application for renewal of a license in the form prescribed by the board;
- (b) Pay the license renewal fee established by the board;
- (c) Pay the fee for late license renewal, if applicable;

(d) Provide updated information regarding educational qualifications, work history and criminal arrest and conviction history; and

(e) Comply with all other requirements for license renewal established by the board.

(5) The board may adopt rules to issue a temporary license to perform the duties of a pharmacy technician to a qualified applicant. A temporary license issued under this subsection may be renewed once.

~~[(5)]~~ **(6)** [*No*] **A** person may **not** employ an individual to perform the duties of a pharmacy technician unless the individual is licensed to perform the duties of a pharmacy technician under this chapter.

~~[(6)]~~ **(7)** A person licensed to perform the duties of a pharmacy technician may perform the duties of a pharmacy technician only under the supervision, direction and control of a [*licensed*] pharmacist.

SECTION 2. (1) The amendments to ORS 689.486 by section 1 of this 2023 Act become operative on January 1, 2024.

(2) The State Board of Pharmacy may take any action before the operative date specified in subsection (1) of this section that is necessary to enable the board to exercise, on and after the operative date specified in subsection (1) of this section, all of the duties, functions and powers conferred on the board by the amendments to ORS 689.486 by section 1 of this 2023 Act.

SECTION 3. This 2023 Act takes effect on the 91st day after the date on which the 2023 regular session of the Eighty-second Legislative Assembly adjourns sine die.

Passed by Senate February 13, 2023

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Lori L. Brocker, Secretary of Senate

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Rob Wagner, President of Senate

Passed by House May 4, 2023

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Dan Rayfield, Speaker of House

Received by Governor:

.....M,....., 2023

Approved:

.....M,....., 2023

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Tina Kotek, Governor

Filed in Office of Secretary of State:

.....M,....., 2023

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Secretary of State