

CHAPTER Ph 1800 ADVANCED PRACTICE PHARMACY TECHNICIANS

Statutory Authority: RSA 318:5-a, X, XI

PART Ph 1801 PURPOSE AND SCOPE

Ph 1801.01 Purpose and Scope. The provisions of this chapter shall apply to, and impose duties upon, all advanced practice pharmacy technicians holding registrations issued by the board.

PART Ph 1802 DEFINITIONS

Ph 1802.01 Definitions. Except where the context makes another meaning manifest, the following definitions shall apply:

(a) “Registered advanced pharmacy practice technician” means a person employed by a pharmacy who can assist in performing, under the supervision of a licensed pharmacist, manipulative, nondiscretionary functions associated with the practice of pharmacy and other such duties including product verification of a prescription refill in which no changes have occurred as well as verification of automation machine refilling or repacking unit-dose.

(b) “Dispensing error” means the dispensing of a prescribed medication that passes the verification step with the incorrect drug, strength or form.

(c) “Product verification” means the physical act of validating the drug product being dispensed.

PART Ph 1803 REGISTRATION

Ph 1803.01 Application.

(a) No person shall perform the functions or duties of an advanced practice pharmacy technician unless such person is registered by the board.

(b) Application form PT-21 for registration of advanced practice pharmacy technicians in New Hampshire may be obtained from and shall be filed at the office of the board, identified in Ph 103.03.

(c) An applicant for registration as an advanced practice pharmacy technician shall meet the following requirements:

(1) Be at least 21 years of age;

(2) Be of temperate habits;

(3) Shall not have been convicted of a drug related felony or admitted to sufficient facts to warrant such findings;

(4) Shall have successfully completed an ASHP or board approved accredited technician training program;

(5) Shall be nationally certified by a board approved vendor;

(6) Shall be New Hampshire certified; and

(7) Completed at least 1000 hours of certified technician experience.

(d) A technician whose duties include product verification and meets all of the qualifications listed above shall complete training on product verification at their practice setting with a licensed pharmacist. The use of drug identification resources shall be covered during this training. This training must be completed and documented at the practice site before an advanced practice pharmacy technician may perform product verification.

(e) Applicants for registration shall submit an application form PT-21 for registration to the board that contains the following:

- (1) Name, residence address, home telephone number and social security number of the applicant;
- (2) Date and place of birth of the applicant;
- (3) Name of current employer and address of employment site;
- (4) Shall truthfully answer questions on the form regarding any previous felony convictions or convictions for any drug-related offenses.
- (5) Applicant's signature and date; and
- (6) Submit with application PT-21 the prescribed fee of \$50. .

PART Ph 1804 REGISTRATIONS – CHANGES IN SUPPORTING DATA

Ph 1804.01 Reporting Changes.

(a) The person to whom an advanced practice pharmacy technician registration has been issued shall, within 15 days of change of address or location of employment, notify the board of such changes.

(b) The notice shall contain:

- (1) Name of registrant;
- (2) Address of the registrant including old and new, if applicable;
- (3) Registrant's registration number;
- (4) Name of the pharmacy where employed including former and current, if applicable;

(5) All new violations of law, convictions, fines, disciplines or any registration/certification/license revocations for violation of pharmacy-related drug laws/regulations in this or any other state.

(c) No advanced practice pharmacy technician shall act as an advanced practice pharmacy technician unless their certification is current and in good standing. Anyone who does not maintain certification shall notify the board and the pharmacist –in-charge within 15 days of the lapse of certification. The person immediately becomes a registered pharmacy technician and shall no longer perform the additional duties of an advanced practice pharmacy technician.

PART Ph 1805 DISCIPLINE REVOCATION OR DENIAL

Ph 1805.01 Effect of Discipline, Revocation or Denial.

(a) The board shall refuse to issue a registration, discipline, or, after notice and hearing, shall revoke a registration whenever the board finds by the preponderance of the evidence any of the following:

- (1) That the applicant does not possess temperate habits;
- (2) That the applicant, or registrant, has willfully violated any of the provisions of RSA 318, RSA 318-B or the board's Code of Administrative Rules;
- (3) That the applicant has been convicted of a felony or a misdemeanor resulting from a violation of any federal, state, or local drug or pharmacy-related law, rule or regulation;
- (4) That the applicant has attempted to obtain a pharmacy technician registration by fraudulent means;
- (5) That the applicant is unable to engage in the performance of advanced pharmacy technician functions with reasonable skill and safety by reason of illness, inebriation, misuse of drugs, narcotics, alcohol, chemicals or any other substance, or as a result of any mental or physical condition;
- (6) The suspension, revocation, or probation by another state of the applicant's license, permit, or registration to practice as a pharmacy technician;
- (7) That the applicant refused to appear before the board after having been ordered to do so in writing; or
- (8) That the applicant made any fraudulent or untrue statement to the board.

(b) The pharmacist-in-charge shall notify the board, in writing, within 7 calendar days after becoming aware that a pharmacy technician has adulterated, abused, stolen or diverted drugs.

(c) The board shall reinstate a registration after review, provided that the reason for revocation no longer exists, or it is determined that there is no longer a threat to public safety.

PART Ph 1806 RENEWAL OF REGISTRATIONS

Ph 1806.01 Renewal Registrations Required. All advanced practice pharmacy technician registrations shall expire annually on March 31.

Ph 1806.02 Renewal Application Where Obtained and Filed. Applications for the renewal of a registration for an advanced practice pharmacy technician may be obtained from, and shall be filed at the office of the board, identified in Ph 103.03.

Ph 1806.03 Renewal Application Contents and When Filed. Renewal applications shall be filed with the board in accordance with the following:

(a) Applications for renewal of a registration of an advanced practice pharmacy technician shall be made on Pharmacy Technician Renewal Form PT-22 revised August 2016

(b) The application and the prescribed fee of \$50.00 shall be filed with the board no later than March 31.

Ph 1806.04 Continuing Education Requirements for advanced practice pharmacy technician

- (a) The board of pharmacy shall not issue registration renewals unless the advanced practice pharmacy technician indicates on the renewal application, and under unsworn falsification, that he/she has completed the minimum required hours of accredited/approved continuing pharmaceutical education courses/programs according to Ph 1806.04. Incomplete renewal application shall be returned to the applicant.
- (b) Continuing education shall be required of all registered active or inactive advanced practice pharmacy technicians who apply for registration renewal.
- (c) All advanced practice pharmacy technicians registered in New Hampshire shall acquire 1.0 APCET, AMA Category 1 and 2, or board approved CEU's during the 12 months immediately preceding the license renewal date of April 1st—of which:

- (1) At least 0.2 live CEU's shall be earned in a didactic setting.

- (2) At least 0.2 CEU's shall be earned in error prevention or patient safety.

- (3) Advanced practice pharmacy technicians with duties involving sterile and non-sterile compounding must complete a minimum of 0.2 CEU's in the area of compounding or other competencies determined by the board.

- (d) Continuing education credits shall not be recognized for any repeat program attended or completed. Repeat programs shall be identified as any program didactic or correspondence which carries the same ACPET, CME or any board of pharmacy program identification number.

- (e) The advanced practice pharmacy technician shall retain all certificates and/or other documented evidence of participation in an approved/accredited continuing education program/course for a period of 3 years. Such documentation shall be made available to the board for random audit and/or verification.

- (f) Not less than 10% of the registrants shall be randomly selected each year by the board for determinations of compliance with Ph 1806.04.

Ph 1806.05 Penalty. Any advanced practice pharmacy technician who alters, forges, or intentionally falsifies or causes to be altered, forged or falsified any information, documents, or records required to be kept or submitted by this rule shall be subject to disciplinary action under RSA 318.29II. Falsification of records shall constitute misconduct.

Ph 1806.06 Excess CEU's. Excess CEU's earned in one licensure period shall not be carried forward into the new licensure period for the purpose of fulfilling that year's continuing education prerequisite for licensure renewal.

Ph 1806.07 CEU's from Other States. The board of pharmacy shall accept comparable continuing education units which have been approved by other boards of pharmacy provided they meet or exceed the requirements as set forth in Ph 806.

PART Ph 1807 ADVANCED PRACTICE TECHNICIANS – STANDARDS OF PRACTICE

Ph 1807.01 Responsibilities and Duties. Persons subject to these rules shall comply with the following:

(a) It shall be the responsibility of the permit holder to identify qualified advanced practice pharmacy technicians and to assure that such persons meet all the qualifications required and are registered with the board as advanced practice pharmacy technicians before performing the duties of an advanced practice pharmacy technician.

(b) All advanced practice pharmacy technicians shall wear a name tag, identifying them as a “Advanced Practice Pharmacy Technician” while on duty, whichever is applicable.

(c) The permit holder and pharmacist in charge shall determine the duties of each advanced practice pharmacy technician based upon the needs of the pharmacy.

(d) The pharmacist on duty or the supervising pharmacist may further limit the duties of an advanced practice pharmacy technician.

(e) The pharmacist shall verify and confirm the correctness, exactness, accuracy and completeness of the acts, tasks, and functions undertaken by the advanced practice pharmacy technician who assists the pharmacist in the practice of pharmacy excluding the act of product verification as stated in Ph 1802.01c.

Ph 1807.02 Advanced Practice Pharmacy Technician’s duties.

(a) In addition to all the duties allowed by a new hampshire certified technician an advanced practice pharmacy technician duties may include:

- (1) Advanced medication systems, including tech check tech programs;
- (2) Technology assisted product verification;
- (3) Purchasing or fiscal management;
- (4) Management or supervision of other pharmacy technicians;
- (5) Medication history assistance;
- (6) Medication therapy management assistance;
- (7) Quality improvement;
- (8) Immunization assistance;
- (9) Hazardous drug handling;
- (10) Patient assistance programs;
- (11) Pharmacy technician education and training;
- (12) Drug utilization evaluation and adverse drug event monitoring; and
- (13) Informatics.

PART PH 1808. CONTINUOUS QUALITY IMPROVEMENT

_____Ph 1808.01 All practice sites utilizing Advanced pharmacy practice technicians shall have a continuous quality improvement program in place.