



Common Sense Initiative

Mike DeWine, Governor
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Business Impact Analysis

**Comments on the proposed rules will be accepted until close of business on October 28, 2025.
Please send all comments to the following email address: RuleComments@pharmacy.ohio.gov**

In addition, please copy your comments to: CSIPublicComments@governor.ohio.gov

Agency, Board, or Commission Name: Ohio Board of Pharmacy

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Regulation/Package Title (a general description of the rules' substantive content):

Licensure and Registration Rules

Rule Number(s): 4729:1-2-09, 4729:1-2-10, 4729:2-2-11, 4729:3-2-01, 4729:3-2-04, 4729:3-2-05, 4729:3-2-06, 4729:3-5-01, 4729:3-5-02

Date of Submission for CSI Review: 10/6/2025

Public Comment Period End Date: 10/28/2025

Rule Type/Number of Rules:

New/___ rules

No Change/___1___ rules (FYR? __Y__)

Amended/___8___ rules (FYR? __Y__)

Rescinded/___ rules (FYR? ____)

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The Common Sense Initiative is established in R.C. 107.61 to eliminate excessive and duplicative rules and regulations that stand in the way of job creation. Under the Common Sense Initiative, agencies must balance the critical objectives of regulations that have an adverse impact on business with the costs of compliance by the regulated parties. Agencies should promote transparency, responsiveness, predictability, and flexibility while developing regulations that are fair and easy to follow. Agencies should prioritize compliance over punishment, and to that end, should utilize plain language in the development of regulations.

Reason for Submission

1. R.C. 106.03 and 106.031 require agencies, when reviewing a rule, to determine whether the rule has an adverse impact on businesses as defined by R.C. 107.52. If the agency determines that it does, it must complete a business impact analysis and submit the rule for CSI review.

Which adverse impact(s) to businesses has the agency determined the rule(s) create?

The rule(s):

- a. ☒ Requires a license, permit, or any other prior authorization to engage in or operate a line of business.
- b. ☒ Imposes a criminal penalty, a civil penalty, or another sanction, or creates a cause of action for failure to comply with its terms.
- c. ☒ Requires specific expenditures or the report of information as a condition of compliance.
- d. ☒ Is likely to directly reduce the revenue or increase the expenses of the lines of business to which it will apply or applies.

Regulatory Intent

2. Please briefly describe the draft regulation in plain language.

Please include the key provisions of the regulation as well as any proposed amendments.

4729:1-2-09: Outlines the requirements for expedited pharmacist licensure for members of the military and spouses who are licensed in another jurisdiction. Small grammatical changes were made to this rule.

4729:1-2-10: Outlines the requirements for a pharmacist to apply for emeritus designation with the Board. Amended to say an emeritus pharmacist must be at least sixty years old or has held a license to practice pharmacy in Ohio for at least thirty years.

4729:2-2-11: Outlines the requirements for expedited pharmacy intern licensure for members of the military and spouses who are licensed in another jurisdiction. Small grammatical changes were made to this rule.

4729:3-2-01: Establishes procedure for those seeking registration as a pharmacy technician trainee, registered pharmacy technician, or certified pharmacy technician. Updates age of a technician trainee to be at least seventeen years of age instead of eighteen; points to application fee amounts established in 4729.921 of the Revised Code; clarifies only one reinstatement will be granted unless the trainee's registration has lapsed for more than five years or if the board approves it.

4729:3-2-04: Establishes reporting requirements for those with a change of name, contact information, or place of employment. Amended to add a notification of name change can be accompanied by a government-issued ID card reflecting the registrant's name change, or other document approved by the board; clarifies that the way in which a registrant notifies the board for a change of mailing address, email address, or place of employment will be in a manner determined by the board.

4729:3-2-05: Establishes minimum scores for completion of the Test of English as a Foreign Language, Internet-based test. No changes were made to this rule.

4729:3-2-06: Outlines the requirements for expedited pharmacy technician licensure for members of the military and spouses who are licensed in another jurisdiction. Small grammatical changes were made to this rule.

4729:3-5-01: Establishes continuing education requirements for registered pharmacy technicians and certified pharmacy technicians seeking to renew their certificate of registration. Amended to change a reference of agency 4729 to Chapter 4729-6.

4729:3-5-02: Establishes continuing education requirements for registered pharmacy technicians and certified pharmacy technicians seeking to renew their certificate of registration. Amended to change a reference of agency 4729 to Chapter 4729-6.

3. Please list the Ohio statute(s) that authorize the agency, board or commission to adopt the rule(s) and the statute(s) that amplify that authority.

The proposed rules are authorized by sections 4729.26, 4743.04, 4743.041, 5903.04, 4729.15, and 4729.94 of the Ohio Revised Code.

The proposed rules are amplified by sections 4729.11, 4729.12, 4729.15, 4729.90, 4729.96, 4729.95, 4729.94, 4729.93, 4729.921, 4729.92, 4729.91, and 4729.901 of the Ohio Revised Code.

4. Does the regulation implement a federal requirement? Is the proposed regulation being adopted or amended to enable the state to obtain or maintain approval to administer and enforce a federal law or to participate in a federal program?

If yes, please briefly explain the source and substance of the federal requirement.

These rules do not implement a federal requirement.

5. If the regulation implements a federal requirement, but includes provisions not specifically required by the federal government, please explain the rationale for exceeding the federal requirement.

This rule package exceeds federal requirements because the regulation of the practice of pharmacy has traditionally been done at the state level by legislatively created state boards of pharmacy.

6. What is the public purpose for this regulation (i.e., why does the Agency feel that there needs to be any regulation in this area at all)?

Section 4729.26 of the Ohio Revised Code authorizes the Board of Pharmacy to adopt rules governing the practice of pharmacy and distribution of dangerous drugs.

Section 4729.94 of the Ohio Revised Code requires the Board of Pharmacy to adopt rules governing registration of registered pharmacy technicians, certified pharmacy technicians, and pharmacy technician trainees.

Section 4776.03 of the Ohio Revised Code authorizes the Board of Pharmacy to adopt rules establishing administrative and procedural requirements for criminal records checks.

7. How will the Agency measure the success of this regulation in terms of outputs and/or outcomes?

The success of the regulations will be measured by having the rules written in plain language, licensee compliance with the rules, and minimal questions from licensees regarding the provisions of the rules.

8. Are any of the proposed rules contained in this rule package being submitted pursuant to R.C. 101.352, 101.353, 106.032, 121.93, or 121.931?

If yes, please specify the rule number(s), the specific R.C. section requiring this submission, and a detailed explanation.

No.

Development of the Regulation

9. Please list the stakeholders included by the Agency in the development or initial review of the draft regulation.

If applicable, please include the date and medium by which the stakeholders were initially contacted.

The rules in this package were posted to the Board's website as part of a public comment period between 9/3 and 9/24/2025.

Prior to filing with CSI, the rule was also reviewed and approved by the Board of Pharmacy.

10. What input was provided by the stakeholders, and how did that input affect the draft regulation being proposed by the Agency?

Although a majority of the comments received were supportive of the changes or were not relevant to the rules, the Board did update rule 4729:1-2-10 to allow pharmacists to request emeritus status after 30 years or more of licensure practicing pharmacy in Ohio, based on feedback we received from licensees.

11. What scientific data was used to develop the rule or the measurable outcomes of the rule? How does this data support the regulation being proposed?

Scientific data was not used to develop or review this rule.

12. What alternative regulations (or specific provisions within the regulation) did the Agency consider, and why did it determine that these alternatives were not appropriate? If none, why didn't the Agency consider regulatory alternatives? *Alternative regulations may include performance-based regulations, which define the required outcome, but do not dictate the process the regulated stakeholders must use to comply.*

As the regulations are essential to protecting the public's safety by ensuring uniform standards for the practice of pharmacy and the license and registration of pharmacy personnel, the Ohio Board of Pharmacy did not consider any regulatory alternatives.

13. What measures did the Agency take to ensure that this regulation does not duplicate an existing Ohio regulation?

The Board of Pharmacy's Director of Policy and Communications reviewed the proposed rules to ensure that the regulations do not duplicate another Ohio Board of Pharmacy regulation.

14. Please describe the Agency's plan for implementation of the regulation, including any measures to ensure that the regulation is applied consistently and predictably for the regulated community.

Information concerning the rules will be included in materials e-mailed to licensees and notices will be sent to associations, individuals, and groups. Board of Pharmacy staff are also available via phone or email to answer questions regarding implementation of the rules. In addition, the Board's compliance agents are trained to educate licensees on current and/or new regulations during on-site inspections.

Adverse Impact to Business

15. Provide a summary of the estimated cost of compliance with the rule(s). Specifically, please do the following:

a. Identify the scope of the impacted business community, and

- Active military and spouse pharmacists
- Active military and spouse pharmacy interns
- Active military and spouse pharmacy technicians
- Retiring pharmacists
- Pharmacies
- Pharmacy technicians and trainees

b. Quantify and identify the nature of all adverse impact (e.g., fees, fines, employer time for compliance, etc.).

The adverse impact can be quantified in terms of dollars, hours to comply, or other factors; and may be estimated for the entire regulated population or for a representative business. Please include the source for your information/estimated impact.

Amend:

4729:1-2-09 – Requires submission of information upon request as a condition of compliance (adequate proof to the board that the individual or the individual's spouse is on military duty in this state).

4729:1-2-10 – Requires submission of information upon request as a condition of compliance (application for pharmacist emeritus status).

4729:2-2-11 – Requires submission of information upon request as a condition of compliance (adequate proof to the board that the individual or the individual's spouse is on military duty in this state).

4729:3-2-01 – The cost for reciprocity for technician trainees is \$45.00, and \$65.00 for registered and certified technicians. The application takes between 30-60 minutes to complete.

4729:3-2-04 – There is no cost to submit a change of contact information to the Board. However, the process will require the submission of a form that may take an estimated five minutes to complete.

4729:3-5-01 – The cost of this rule will be the costs incurred by the technician to obtain CE. While CE cost varies, the Board and other providers do offer no-cost CE programs to licensees.

4729:3-5-02 – The cost of this rule will be the cost incurred by the technician to obtain CE. While CE cost varies, the Board and other providers do offer no-cost CE programs to licensees.

4729:3-2-06 – Requires submission of information upon request as a condition of compliance (adequate proof to the board that the individual or the individual's spouse is on military duty in this state).

No Change:

4729:3-2-05 – The rule provides minimum scores for the Test of English as a Foreign Language, Internet-based test but does not have a cost of compliance.

16. Are there any proposed changes to the rules that will reduce a regulatory burden imposed on the business community? Please identify. (*Reductions in regulatory burden may include streamlining reporting processes, simplifying rules to improve readability, eliminating requirements, reducing compliance time or fees, or other related factors*).

4729:1-2-10 – Requires pharmacists applying for emeritus status to either be sixty years of age **OR** have held a license to practice pharmacy in Ohio for at least thirty years, which may allow more people to register as emeritus pharmacists.

4729:3-2-01 – Requires pharmacy technician trainees to be at least seventeen years of age instead of eighteen years of age, which may allow more people to register as technician trainees.

4729:3-2-04 – Allows a registrant trying to change their name with the board to use a government-issued identification card which reflects their name change, which could make it easier for people to get their name changed.

17. Why did the Agency determine that the regulatory intent justifies the adverse impact to the regulated business community?

The Board believes that the regulatory intent of the proposed rules is necessary in order to protect the health and safety of all Ohioans by providing uniform licensure/registration requirements for pharmacists, pharmacy interns, pharmacy technicians.

Regulatory Flexibility

18. Does the regulation provide any exemptions or alternative means of compliance for small businesses? Please explain.

These rules do not provide any exemptions or alternative means of compliance for small businesses. The law pertaining to pharmacy technicians does not differentiate on the size of the business and therefore the regulation is uniform across Ohio.

19. How will the agency apply Ohio Revised Code section 119.14 (waiver of fines and penalties for paperwork violations and first-time offenders) into implementation of

the regulation?

The Ohio Board of Pharmacy does not fine licensees or impose penalties for first-time paperwork violations. Board staff have processes and procedures to ensure that applicants submit all required information to obtain a license or registration.

20. What resources are available to assist small businesses with compliance of the regulation?

Board of Pharmacy staff is available by telephone and e-mail to answer questions. Board staff members also provide presentations to groups and associations who seek updates on current regulations and host regional meetings to discuss changes to Ohio laws and rules. Additionally, staff are trained to educate licensees on compliance with all Board of Pharmacy rules and regulations.

Rule 4729:1-2-09 | Expedited pharmacist licensure for members of the military and spouses who are licensed in another jurisdiction. (AMEND)

(A) As used in this rule:

(1) "Military duty" has the same meaning as in section [4743.041](#) of the Revised Code.

(2) "In good standing" means an applicant to which both the following apply:

(a) Has not been denied a license, registration or certificate by any public agency or licensing agency; and

(b) Does not have a license, registration, or certificate limited, suspended, or revoked by any public agency or licensing agency.

(B) To meet the requirements set forth in section [4743.041](#) of the Revised Code, the state board of pharmacy shall issue an expedited license to a pharmacist applicant if the individual or the individual's spouse is on military duty in this state and the applicant complies with all the following:

(1) The individual holds a valid license or other authorization to practice as a pharmacist issued by any other state or jurisdiction. Certification of these credentials shall be filed on forms provided by the national association of boards of pharmacy (NABP) or similar forms recognized and approved by the board.

(2) The individual shall be in good standing in the state or jurisdiction of licensure.

(3) The individual presents adequate proof to the board, in accordance with paragraph (G) of this rule, that the individual or the individual's spouse is on military duty in this state.

(4) The individual complies with sections [4776.01](#) to 4776.04 of the Revised Code. An applicant shall submit fingerprint impressions for a criminal records check in accordance with rule [4729:1-2-05](#) of the Administrative Code.

(C) The board shall, within twenty-four hours after receiving the report under division (A) of section [4776.04](#) of the Revised Code, notify an individual applying for an expedited license in accordance with this rule that the board has received the results of a criminal records check.

(D) The board shall issue an expedited pharmacist license under this rule, provided that the applicant meets the requirements of this rule, within fourteen days of having received the results of a criminal

records check. The board shall not be required to issue an expedited license if any of the following apply:

(1) The applicant fails to meet the application requirements set forth in this rule or section [4743.041](#) of the Revised Code.

(2) The applicant is under investigation by the licensing agency of any other state or jurisdiction.

(3) The applicant is in violation of any provision section [4729.16](#) of the Revised Code or rules adopted thereunder.

(E) Notwithstanding any other provision of the Revised Code or Administrative Code, the board shall waive or refund all fees associated with the issuance of an initial expedited license issued under this rule. Additional fee waivers or refunds shall be granted in accordance with other provisions of the Revised Code, Administrative Code, and board resolution.

(F) All licenses issued pursuant to this rule shall comply with the licensure renewal requirements set forth in Chapter 4729:1-2 of the Administrative Code.

(G) Pursuant to section [5903.04](#) of the Revised Code:

(1) A pharmacist shall submit proper documentation necessary to determine if the applicant is a service member or veteran, or the spouse or surviving spouse of a service member or veteran. Documentation requirements shall be published on the state board of pharmacy's website: www.pharmacy.ohio.gov.

(2) The board's executive director or the director's designee shall design a process to record, track, and monitor applications that have been received from a service member, veteran, or the spouse or surviving spouse of a service member or veteran.

(3) The board's executive director or the director's designee shall design a process to prioritize and expedite certification or licensing for each applicant who is a service member, veteran, or the spouse or a surviving spouse of a service member or veteran.

Rule 4729:1-2-10 | Emeritus pharmacists. (AMEND)

(A) As used in this rule:

(1) "Emeritus pharmacist" means an individual who meets all the following:

- (a) Is currently or has been licensed to practice pharmacy in this state for at least ten years;
- (b) Is retired from the practice of pharmacy;
- (c) Is in good standing;
- (d) Is at least sixty years old **or have held a license to practice pharmacy in Ohio for at least thirty years;** and
- (e) Has applied for an emeritus designation in accordance with this rule.

(2) "In good standing" means a pharmacist to which all the following apply at the time of application:

- (a) Does not have a board order restricting the privilege of supervising interns;
- (b) Has not been denied a license, registration or certificate by any public agency or licensing agency;
- (c) Does not have a license, registration or certificate limited, suspended, or revoked by any public agency or licensing agency.

(B) Any person that meets the requirements in paragraph (A)(1) of this rule may apply to the board for emeritus designation.

(C) To apply for emeritus designation, a pharmacist shall submit a form containing information as required by the board and in a manner determined by the board.

(D) There shall be no fee associated with applying for or maintaining an emeritus designation.

(E) The emeritus designation is not a license to engage in the practice of pharmacy.

(1) Emeritus pharmacists shall not engage in the practice of pharmacy.

(2) Upon issuance of an emeritus designation, a license authorizing the person to practice pharmacy shall be considered void and may only be renewed or reinstated in accordance with the provisions of Chapter 4729. of the Revised Code and this chapter of the Administrative Code.

(F) The continuing education requirements of Chapter 4729:1-5 of the Administrative Code are not applicable to an emeritus pharmacist.

(G) An emeritus pharmacist shall not be subject to the licensure renewal requirements or renewal fees pursuant to this chapter.

(H) The board may refuse to issue or may revoke an emeritus designation for acts or conduct that are in violation of any provision of Chapters 4729., 3719., 3796., 3715., and 2925. of the Revised Code or Chapter 4729:1-4 of the Administrative Code. The decision to refuse to issue or revoke an emeritus designation is not subject to hearing rights or appeal under Chapter 119. of the Revised Code.

Rule 4729:2-2-11 | Expedited pharmacy intern licensure for members of the military and spouses who are licensed in another jurisdiction. (AMEND)

(A) As used in this rule:

(1) "Military duty" has the same meaning as in section [4743.041](#) of the Revised Code.

(2) "In good standing" means an applicant to which both the following apply:

(a) Has not been denied a license, registration, or certificate by any public agency or licensing agency; and

(b) Does not have a license, registration or certificate limited, suspended, or revoked by any public agency or licensing agency.

(B) To meet the requirements set forth in section [4743.041](#) of the Revised Code, the state board of pharmacy shall issue an expedited license to a pharmacy intern applicant if the individual or the individual's spouse is on military duty in this state and the applicant complies with all the following:

(1) The individual holds a valid license or other authorization to practice as a pharmacy intern issued by any other state or jurisdiction.

(2) The individual shall be in good standing in the state or jurisdiction of licensure.

(3) The individual complies with application requirements set forth in rule [4729:2-2-01](#) of the Administrative Code.

(4) The individual presents adequate proof to the board, in accordance with paragraph (G) of this rule, that the individual or the individual's spouse is on military duty in this state.

(5) The individual complies with sections [4776.01](#) to [4776.04](#) of the Revised Code. An applicant shall submit fingerprint impressions for a criminal records check in accordance with rule [4729:2-2-03](#) of the Administrative Code.

(C) The board shall, within twenty-four hours after receiving the report under division (A) of section [4776.04](#) of the Revised Code, notify an individual applying for an expedited license in accordance with this rule that the board has received the results of a criminal records check.

(D) The board shall issue an expedited pharmacy intern license under this rule, provided that the applicant meets the requirements of this rule, within fourteen days of having received the results of a

criminal records check. The board shall not be required to issue an expedited license if any of the following apply:

(1) The applicant fails to meet the application requirements set forth in this rule or section [4743.041](#) of the Revised Code.

(2) The applicant is under investigation by the licensing agency of any other state or jurisdiction.

(3) The applicant is in violation of any provision section [4729.16](#) of the Revised Code or rules adopted thereunder.

(E) Notwithstanding any other provision of the Revised Code or Administrative Code, the board shall waive or refund all fees associated with the issuance of an initial expedited license issued under this rule. Additional fee waivers or refunds shall be granted in accordance with other provisions of the Revised Code, Administrative Code, and board resolution.

(F) All licenses issued pursuant to this rule shall comply with the licensure renewal requirements set forth in Chapter 4729:2-2 of the Administrative Code.

(G) Pursuant to section [5903.04](#) of the Revised Code:

(1) A pharmacy intern shall submit proper documentation necessary to determine if the applicant is a service member or veteran, or the spouse or surviving spouse of a service member or veteran.

Documentation requirements shall be published on the state board of pharmacy's website: www.pharmacy.ohio.gov.

(2) The board's executive director or the director's designee shall design a process to record, track, and monitor applications that have been received from a service member, veteran, or the spouse or surviving spouse of a service member or veteran.

(3) The board's executive director or the director's designee shall design a process to prioritize and expedite certification or licensing for each applicant who is a service member, veteran, or the spouse or a surviving spouse of a service member or veteran.

Rule 4729:3-2-01 | Registration procedures. (AMEND)

(A) An applicant for registration as a pharmacy technician trainee shall:

- (1) Comply with all requirements set forth in section [4729.92](#) of the Revised Code.
- (2) Comply with the criminal records check requirements pursuant to rule [4729:3-2-02](#) of the Administrative Code.
- (3) Submit a complete application for registration, in a manner determined by the board, that includes:
 - (a) The required application fee **established in section 4729.921 of the Revised Code of twenty-five dollars**, including any transaction fee as required by section [125.18](#) of the Revised Code.
 - (b) **Except as provided in paragraph (A)(3)(c), d** documentation, as specified by the board, that the applicant meets **both of** the following requirements:
 - (i) Has a high school diploma, a certificate of high school equivalence, a foreign school diploma that is equivalent to a U.S. high school diploma or has been employed continuously since prior to April 8, 2009, as a pharmacy technician without a high school diploma or certificate of high school equivalence; **and**
 - (ii) Is at least **eighteen seventeen** years of age.
 - (c) Notwithstanding the requirements of paragraph (A)(3)(b) of this rule, the board may register as a pharmacy technician trainee an applicant who is seventeen or eighteen years of age and does not possess a high school diploma or certificate of high school equivalence if the applicant is enrolled in a career-technical school program that is approved by the board and conducted by a city, exempted village, local, or joint vocational school district.
 - (d) Any additional information or documentation as determined by the board.
- (4) A pharmacy technician trainee licensed or registered in another state may apply for registration by reciprocity by complying with the requirements listed in paragraphs (A)(1) to (A)(3) of this rule.

(B) An applicant for registration as a registered pharmacy technician shall:

- (1) Comply with all requirements set forth in section [4729.90](#) of the Revised Code.
- (2) Comply with either of the following:

(a) Have completed an approved training program pursuant to rule [4729:3-3-02](#) of the Administrative Code; or

(b) Hold a pharmacy technician registration or license issued by another state and have actively worked as a pharmacy technician for at least one year within the previous five years of application.

(3) Comply with the criminal records check requirements pursuant to rule [4729:3-2-02](#) of the Administrative Code.

(4) Submit a complete application for registration, in a manner determined by the board, that includes:

(a) The required application fee **established in section 4729.901 of the Revised Code of fifty dollars**, including any transaction fee as required by section [125.18](#) of the Revised Code;

(b) Except for applicants currently registered as pharmacy technician trainees, documentation, as specified by the board, that the applicant meets the following requirements:

(i) Has a high school diploma, a certificate of high school equivalence, a foreign school diploma that is equivalent to a U.S. high school diploma or has been employed continuously since prior to April 8, 2009, as a pharmacy technician without a high school diploma or certificate of high school equivalence;

(ii) Is at least eighteen years of age; and

(iii) If the applicant has a foreign school diploma that is equivalent to a U.S. high school diploma, the applicant shall submit evidence of successful completion of the "Test of English as a Foreign Language, Internet-based test" (TOEFL iBT) pursuant to rule [4729:3-2-05](#) of the Administrative Code.

(c) Paragraph (B)(4)(b)(iii) of this rule shall not apply if the applicant complies with any of the following:

(i) Submits a diploma or transcript demonstrating completion of an associate degree or higher from an accredited college, junior college, community college, or university in the United States.

(ii) Submits verification of active professional license or registration issued under the following chapters of the Revised Code: 4715., 4723., 4725., 4729., 4730., 4731., 4732., 4734., 4741., 4744., 4753., 4755., 4757., 4759., 4760., 4761., 4762., 4774., 4778., 4779., 4783.

(iii) Submits verification of an active professional license or registration from another state that permits the applicant to engage in the same profession, occupation, or occupational activity as any license or registration issued by an agency listed in paragraph (B)(4)(c)(ii) of this rule.

(iv) Submits an attestation signed by the responsible person, or the equivalent in the state where the technician is registered, of the pharmacy where the technician is actively employed or was employed in the five years prior to the date of submission of an application. The responsible person must complete the required attestation form provided by the board and attest to their personal observation that the technician applicant demonstrates the required proficiency (reading, listening, speaking, and writing) in the english language to practice safely and effectively as a registered pharmacy technician.

(v) Submits documentation of any other board approved method for demonstrating english language proficiency.

(d) Any of the following documentation:

(i) An attestation, certificate of completion, or other board approved documentation that the applicant has successfully completed an approved training program in accordance with rule [4729:3-3-02](#) of the Administrative Code.

(ii) Documentation, as determined by the board, demonstrating compliance with the reciprocity requirements of paragraph (B)(2)(b) of this rule.

(e) Any additional information or documentation as determined by the board.

(C) An applicant for registration as a certified pharmacy technician shall:

(1) Comply with all requirements set forth in section [4729.90](#) of the Revised Code.

(2) Comply with either of the following:

(a) Have completed an approved training program pursuant to rule [4729:3-3-02](#) of the Administrative Code;

(b) Hold a pharmacy technician registration or license issued by another state and have actively worked as a pharmacy technician for at least one year within the previous five years of application; or

(c) Holds a current pharmacy technician certification from an organization that has been recognized by the board for at least two years immediately preceding the date the application is submitted and

has been actively practicing as a pharmacy technician in a state that does not issue a pharmacy technician license or registration for at least two of the five years immediately preceding the date the application is submitted.

(3) Comply with the criminal records check requirements pursuant to rule [4729:3-2-02](#) of the Administrative Code.

(4) Submit a complete application for registration, in a manner determined by the board, that includes:

(a) The required application fee **established in section 4729.901 of the Revised Code of fifty dollars**, including any transaction fee as required by section [125.18](#) of the Revised Code, except as provided in rule [4729:3-2-03](#) of the Administrative Code;

(b) Documentation, as specified by the board, that the applicant has a current pharmacy technician certification from an organization that has been recognized by the board.

(c) Except for applicants currently registered as pharmacy technician trainees, documentation, as specified by the board, that the applicant meets the following requirements:

(i) Has a high school diploma, a certificate of high school equivalence or a foreign school diploma that is equivalent to a U.S. high school diploma;

(ii) Is at least eighteen years of age; and

(iii) If the applicant has a foreign school diploma that is equivalent to a U.S. high school diploma, the applicant shall submit evidence of successful completion of the "Test of English as a Foreign Language, Internet-based test" (TOEFL iBT) pursuant to rule [4729:3-2-05](#) of the Administrative Code.

(d) Paragraph (C)(4)(c)(iii) of this rule shall not apply if the applicant complies with either of the following:

(i) Submits a diploma or transcript demonstrating completion of an associate degree or higher from an accredited college, junior college, community college or university in the United States.

(ii) Submits verification of active professional license or registration issued under the following chapters of the Revised Code: 4715., 4723., 4725., 4729., 4730., 4731., 4732., 4734., 4741., 4744., 4753., 4755., 4757., 4759., 4760., 4761., 4762., 4774., 4778., 4779., 4783.

(iii) Submits verification of an active professional license or registration from another state that permits the applicant to engage in the same profession, occupation, or occupational activity as any license or registration issued by an agency listed in paragraph (C)(4)(d)(ii) of this rule.

(iv) Submits an attestation signed by the responsible person, or the equivalent in the state where the technician is registered, of the pharmacy where the technician is actively employed or was employed in the five years prior to the date of submission of an application. The responsible person must complete the required attestation form provided by the board and attest to their personal observation that the technician applicant demonstrates the required proficiency (reading, listening, speaking, and writing) in the english language to practice safely and effectively as a certified pharmacy technician.

(v) Submits documentation of any other board approved method for demonstrating english language proficiency.

(e) Any of the following documentation:

(i) An attestation, certificate of completion, or other board approved documentation that the applicant has successfully completed an approved training program in accordance rule [4729:3-3-02](#) of the Administrative Code.

(ii) Documentation, as determined by the board, demonstrating compliance with the reciprocity requirements of paragraphs (C)(2)(b) and (C)(2)(c) of this rule.

(f) Any additional information or documentation as determined by the board.

(D) Pursuant to section [4729.921](#) of the Revised Code, a registration for a pharmacy technician trainee is valid for eighteen months from the date of issuance.

(E) A pharmacy technician trainee that fails to meet the education and training requirements during the trainee's initial registration period, may apply for reinstatement of their registration by submitting an application and **required** fee as required by paragraph (A) of this rule. **Only one reinstatement shall be granted, but an individual may reapply for registration if the individual's previous registration has lapsed for more than five years or the board grants its approval.**

(F) Pursuant to section [4729.96](#) of the Revised Code, a limited or restricted registration may be issued to an applicant upon the determination of the board.

(G) An initial registration for a registered pharmacy technician and certified pharmacy technician is valid until the renewal date set forth in rule [4729:3-2-03](#) of the Administrative Code.

(H) Failure to complete all application requirements within thirty days after being notified by the board may result in the application being deemed abandoned as defined in rule [4729:3-1-01](#) of the Administrative Code.

(I) Registration fees for veterans shall be waived upon submission of the appropriate documentation. Documentation required to obtain a fee waiver will be published on the state board of pharmacy's web site: www.pharmacy.ohio.gov.

Rule 4729:3-2-04 | Change of name, contact information, and place of employment. (AMEND)

(A) An individual registered pursuant to this division who has a legal change of name, shall notify the board of pharmacy within thirty days from the effective date of such change. Such notification of a name change shall be accompanied by one of the following:

- (1) A notarized affidavit;
- (2) A certified copy of a court record; **or**
- (3) A certified copy of a marriage certificate;

(4) A government-issued identification card which reflects the registrant's name change; or

(5) Any other documentation as approved by the board.

(B) An individual registered pursuant to this division who changes their mailing or email address shall notify the board of pharmacy, **in a manner determined by the board,** of the new address within thirty days after the effective date of such change.

(C) An individual registered pursuant to this division who changes their place of employment shall notify the board of pharmacy, **in a manner determined by the board,** of the address of the principal place where they practice as a pharmacy technician trainee, registered pharmacy technician, or certified pharmacy technician within thirty days after they have commenced employment.

Rule 4729:3-2-05 | Successful completion of the "Test of English as a Foreign Language Internet-based Test". (NO CHANGE)

Successful completion of the "Test of English as a Foreign Language, Internet-based test" (TOEFL iBT) shall be the following minimum scores or higher:

- (A) Writing: fourteen;
- (B) Speaking: twenty;
- (C) Listening: seventeen; and
- (D) Reading: eighteen.

Rule 4729:3-2-06 | Expedited pharmacy technician registration for members of the military and spouses who are licensed or registered in another jurisdiction. (AMEND)

(A) As used in this rule:

(1) "Military duty" has the same meaning as in section [4743.041](#) of the Revised Code.

(2) "In good standing" means an applicant to which both the following apply:

(a) Has not been denied a license, registration, or certificate by any public agency or licensing agency; and

(b) Does not have a license, registration or certificate limited, suspended, or revoked by any public agency or licensing agency.

(3) "Pharmacy technician" means any of the following registration types issued under Chapter 4729. of the Revised Code:

(a) Certified pharmacy technician;

(b) Registered pharmacy technician; or

(c) Pharmacy technician trainee.

(B) To meet the requirements set forth in section [4743.041](#) of the Revised Code, the state board of pharmacy shall issue an expedited registration to pharmacy technician applicant if the individual or the individual's spouse is on military duty in this state and the applicant complies with all the following:

(1) The individual holds a valid registration or other authorization to practice as a pharmacy technician issued by any other state or jurisdiction.

(2) The individual shall be in good standing in the state or jurisdiction of licensure or registration.

(3) The individual complies with the application requirements set forth in rule [4729:3-2-01](#) of the Administrative Code.

(4) The individual presents adequate proof to the board, in accordance with paragraph (G) of this rule, that the individual or the individual's spouse is on military duty in this state.

(5) The individual complies with sections [4776.01](#) to [4776.04](#) of the Revised Code. An applicant shall submit fingerprint impressions for a criminal records check in accordance with rule [4729:3-2-02](#) of the Administrative Code.

(C) The board shall, within twenty-four hours after receiving the report under division (A) of section [4776.04](#) of the Revised Code, notify an individual applying for an expedited registration in accordance with this rule that the board has received the results of a criminal records check.

(D) The board shall issue an expedited pharmacy technician registration pursuant to this rule, provided that the applicant meets the requirements of this rule, within fourteen days of having received the results of a criminal records check. The board shall not be required to issue an expedited registration if any of the following apply:

(1) The applicant fails to meet the application requirements set forth in this rule or section [4743.041](#) of the Revised Code.

(2) The applicant is under investigation by the licensing agency of any other state or jurisdiction.

(3) The applicant is in violation of any provision section [4729.96](#) of the Revised Code or rules adopted thereunder.

(E) Notwithstanding any other provision of the Revised Code or Administrative Code, the board shall waive or refund all fees associated with the issuance of an initial expedited registration issued under this rule. Additional fee waivers or refunds shall be granted in accordance with other provisions of the Revised Code, Administrative Code, and board resolution.

(F) All registrations issued pursuant to this rule shall comply with the registration renewal requirements set forth in Chapter 4729:3-2 of the Administrative Code.

(G) Pursuant to section [5903.04](#) of the Revised Code:

(1) A pharmacy technician shall submit proper documentation necessary to determine if the applicant is a service member or veteran, or the spouse or surviving spouse of a service member or veteran. Documentation requirements shall be published on the state board of pharmacy's website: www.pharmacy.ohio.gov.

(2) The board's executive director or the director's designee shall design a process to record, track, and monitor applications that have been received from a service member, veteran, or the spouse or surviving spouse of a service member or veteran.

(3) The board's executive director or the director's designee shall design a process to prioritize and expedite certification or licensing for each applicant who is a service member, veteran, or the spouse or a surviving spouse of a service member or veteran.

Rule 4729:3-5-01 | Continuing Education - Definitions. (AMEND)

As used in Chapter 4729:3-5 of the Administrative Code.

- (A) "A.C.P.E." means the accreditation council for pharmacy education.
- (B) "Continuing education unit" or "C.E.U." means ten contact hours of participation in an organized continuing pharmacy education experience presented by an approved provider.
- (C) "Continuing pharmacy education" or "continuing education", as required in section [4729.12](#) of the Revised Code, means post-registration pharmacy education undertaken to maintain professional competency to practice as a pharmacy technician, improve professional skills, and preserve uniform qualifications for continuing the practice of the profession for the purpose of protecting public health and welfare. Continuing pharmacy education may be obtained from any of the following providers:
- (1) A pharmacy jurisprudence program pursuant to paragraph (D) of this rule;
 - (2) An approved in-state provider of volunteer healthcare services in accordance with section [4745.04](#) of the Revised Code and agency 4729 of the Administrative Code;
 - (3) An A.C.P.E. accredited continuing education provider.
- (D) "One-third of a licensee's continuing education requirement" as used in division (C) of section [4745.04](#) of the Revised Code and paragraph (C) of rule [4729:3-5-02](#) of the Administrative Code, means the total number of required C.E.U.s for licensure renewal divided by three and rounded down to the nearest whole number.
- (E) "Pharmacy jurisprudence" means continuing education the includes any of the following:
- (1) An A.C.P.E. law program as identified by A.C.P.E numbering convention "03";
 - (2) A board of pharmacy approved continuing education program provided by an in-state approved jurisprudence provider pursuant to **agency 4729 Chapter 4729-6** of the Administrative Code that pertains to current or recent changes to laws, rules, and regulations relating to the practice of pharmacy; or
 - (3) A program presented by the state board of pharmacy that pertains to current or recent changes to laws, rules, and regulations relating to the practice of pharmacy.

(F) "Patient or medication safety" means an A.C.P.E. continuing education program identified by the A.C.P.E. numbering convention "05" that deals with the prevention of healthcare errors and the elimination or mitigation of patient injury caused by healthcare errors.

(G) "Veteran" means anyone who is serving or has served under honorable conditions in any component of the armed forces, including the national guard and reserve.

**Rule 4729:3-5-02 | Continuing Education Requirements for Registered and Certified Technicians.
(AMEND)**

(A) As a condition for the renewal of a registration as a registered pharmacy technician, the registrant shall complete a total of ten contact hours (1.0 C.E.U.s) of continuing pharmacy education during the twenty-four months preceding the expiration date of the technician's registration. The continuing pharmacy education shall be in pharmacy technician-specific subject matter and shall include, at a minimum, the following:

(1) Two contact hours (0.2 C.E.U.s) of continuing pharmacy education shall be in the subject of pharmacy jurisprudence (law).

(2) Two contact hours (0.2 C.E.U.s) of continuing pharmacy education shall be in the subject of patient or medication safety.

(B) Paragraph (A) of this rule does not apply to registered pharmacy technicians that obtain an initial registration within six months of the expiration date of the registration.

(C) A registered pharmacy technician may satisfy up to one-third of the technician's continuing education requirements by providing health care services as a volunteer in accordance with section [4745.04](#) of the Revised Code. The location where health care services are provided shall be an approved in-state provider of volunteer healthcare services in accordance with **agency 4729 Chapter 4729-6** of the Administrative Code.

(D) Registered pharmacy technicians shall keep all certificates and other documented evidence of participation which have been issued by a non-A.C.P.E. accredited provider for which the pharmacy technician has claimed continuing education units towards renewal of the technician's registration for a period of one year following the year in which evidence was required for renewal.

(1) Documentation, as determined by the state board of pharmacy, shall be submitted only when requested by the board.

(2) The board shall monitor compliance by conducting an audit of registrants.

(3) The board shall require the reporting of continuing education units to a national and/or state register.

(E) As a condition for the renewal of a registration as a certified pharmacy technician, the registrant shall complete all continuing education requirements necessary to maintain the registrant's pharmacy technician certification from an organization that has been recognized by the board.