



# HOUSE BILL 708: Require Criminal BGC/Pharmacist Licensure.

2017-2018 General Assembly

<b>Committee:</b>	Senate Judiciary. If favorable, re-refer to Rules and Operations of the Senate	<b>Date:</b>	June 14, 2017
<b>Introduced by:</b>	Reps. Jordan, Brenden Jones, Wray	<b>Prepared by:</b>	Augustus D. Willis Committee Counsel
<b>Analysis of:</b>	Second Edition		

**OVERVIEW:** House Bill 708 would reorganize the statutes governing application and qualification requirements for pharmacist licenses, and would mandate that the Board of Pharmacy require applicants for a pharmacy license to provide the Board with a criminal history report, at the applicant's expense, from a reporting service designated by the Board.

[As introduced, this bill was identical to S104, as introduced by Sen. Tillman, which is currently in House Rules.]

**CURRENT LAW:** G.S. 90-85.15(a) and (b) contain the pharmacist licensure applicant requirements. To become a licensed pharmacist, the applicant must provide and have the following:

- Name and age;
- Place and amount of time the applicant has spent in the study of pharmacy;
- An applicant's experience in compounding and dispensing prescriptions under the supervision of a pharmacist;
- Completed a personal appearance before the Board of Pharmacy (Board) for examination of their qualifications, and to demonstrate their physical and mental competency to practice pharmacy;
- An undergraduate degree from a Board approved school of pharmacy;
- At least one-year of Board approved experience under the supervision of a pharmacist;
- Passed an examination offered by the Board.

Under G.S. 90-85.15(c), the Board is not required to request a criminal record check, but if it does, it must submit a request to DPS that includes the fingerprints of the applicant and any additional information required by DPS (including a consent form). DPS then must send the applicant's fingerprints to the State and Federal Bureaus of Investigation for criminal history checks. The Board must keep any information pursuant to this law privileged and confidential, in accordance with applicable State law, and the DPS may charge each applicant a fee for conducting the criminal history check.

**BILL ANALYSIS:** House Bill 708 would reorganize G.S. 90-85.15(a) and (b) for clarity.

This bill would also repeal the current procedure for the Board to obtain applicant criminal record checks, and add the requirement that applicants obtain and provide the Board with a criminal record report from a reporting service designated by the Board. Information from these reports would remain

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privileged and confidential in accordance with State law and federal guidelines, and applicants would be required to pay the designated reporting service for the cost of the report.

**EFFECTIVE DATE:** This bill would be effective January 1, 2018, and would apply to applications submitted on or after that date.