

SENATE FILE NO. SF0024

Pharmacist and pharmacy technician practice.

Sponsored by: Joint Labor, Health & Social Services Interim
Committee

A BILL

for

1 AN ACT relating to professions and occupations; authorizing
2 the administration of immunizations by pharmacy technicians
3 and pharmacy interns; repealing the requirements for direct
4 supervision of a pharmacy technician or a pharmacy intern
5 by a licensed pharmacist; making conforming amendments;
6 requiring rulemaking; and providing for effective dates.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 33-24-151(a), 33-24-155(b), 33-24-157
11 by creating a new subsection (d) and 33-24-301(b)(iii),
12 (c), (d) and (g)(iii) are amended to read:

13

14 **33-24-151. Substitution not considered practice of**
15 **medicine; individual causes of action.**

1

2 (a) The substitution of any dangerous substance by a
3 registered pharmacist or a registered pharmacy intern under
4 his ~~direct~~ supervision does not under this act constitute
5 the practice of medicine.

6

7 **33-24-155. Reports required to state health officer.**

8

9 (b) Pursuant to department of health rule and
10 regulation, there may be a review of medical records by the
11 state health officer, his designee or their designated
12 health care representative who shall be under the ~~direct~~
13 supervision of the state health officer or his designee to
14 confirm diagnosis, investigate causes or identify other
15 cases of disease conditions in a region, community or
16 workplace in the state to determine if proper measures have
17 been taken to protect the public health and safety.
18 Notwithstanding any other provision of law, the review of
19 records during a public health emergency or disease
20 outbreak may occur without patient consent, but shall be
21 kept confidential and shall be restricted to information
22 necessary for the control, investigation and prevention of
23 any disease condition dangerous to the public health. Any

1 person who receives medical information under this
2 subsection shall not disclose that information for any
3 other purpose than the investigation and any disease
4 control effort. Any violation of this subsection is a
5 misdemeanor punishable by imprisonment for not more than
6 six (6) months, a fine of not more than one thousand
7 dollars (\$1,000.00), or both.

8

9 **33-24-157. Immunization administration.**

10

11 (d) A pharmacy technician or pharmacy intern licensed
12 under this act shall only administer immunizations under
13 the supervision of a pharmacist licensed under this act. A
14 pharmacy technician or pharmacy intern who intends to
15 administer immunizations shall register with the board, but
16 nothing in this subsection shall be deemed to require any
17 pharmacy technician to administer immunizations to
18 individuals who are less than thirteen (13) years of age.
19 No employer shall discriminate against a pharmacy
20 technician on the basis that the pharmacy technician
21 determines not to administer immunizations to individuals
22 who are less than thirteen (13) years of age.

23

1 **33-24-301. Pharmacy technicians; licensing;**
2 **definitions; revocation or suspension of license; letter of**
3 **admonition; information required for background checks.**

4
5 (b) As used in this section:

6
7 (iii) "Pharmacy technician" means an individual
8 other than an intern, who performs pharmacy functions under
9 the ~~direct~~ supervision of a licensed pharmacist.

10
11 (c) A pharmacy technician shall not perform pharmacy
12 functions unless under the ~~direct~~ supervision of a licensed
13 pharmacist.

14
15 (d) A licensed pharmacist shall be jointly
16 responsible and liable for the actions of a pharmacy
17 technician when ~~direct~~ supervision is required.

18
19 (g) The board shall promulgate reasonable rules and
20 regulations necessary to carry out the purposes of this
21 section including, but not limited to:

22

