

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

832J0534

HOUSE BILL NO. 1179

Introduced by: Representatives Hunhoff, Frost, Hennies, McCoy, and Van Etten and
Senators Olson (Ed), Albers, Duniphan, Ham-Burr, Kloucek, and Reedy

1 FOR AN ACT ENTITLED, An Act to provide for the regulation of pharmacy technicians.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 36-11-2 be amended by adding thereto a NEW SUBDIVISION to read as
4 follows:

5 "Registered pharmacy technician," a person registered by the board who is employed by a
6 pharmacy to assist licensed pharmacists in the practice of pharmacy by performing specific tasks
7 delegated by and under the immediate personal supervision and control of a licensed pharmacist,
8 as permitted by the board.

9 Section 2. That § 36-11-11 be amended to read as follows:

10 36-11-11. The Board of Pharmacy may promulgate rules pursuant to chapter 1-26 as
11 follows:

- 12 (1) Pertaining to the practice of pharmacy;
- 13 (2) Regulating the sale of poisons;
- 14 (3) Relating to the sanitation of persons and establishments licensed under the provisions
15 of this chapter;



- 1 (4) Pertaining to establishments licensed under the provisions of this chapter wherein any
2 drug is compounded, prepared, dispensed or sold;
- 3 (5) Providing for minimum equipment and standards of establishments licensed under
4 the provisions of this chapter;
- 5 (6) Pertaining to the sale of drugs by or through any mechanical device;
- 6 (7) In cooperation with other governmental agencies where there exists a joint
7 responsibility for protecting the public health and welfare;
- 8 (8) Pertaining to the sale of nonprescription drugs;
- 9 (9) To adopt such publications or supplements thereto as shall from time to time be
10 deemed necessary to describe the drugs, medicines, prescription drugs, dispensing
11 physician or other terms used in § 36-11-2;
- 12 (10) Pertaining to the posting of prescription prices on the premises of a pharmacy
13 department to provide consumers with comparative pricing information;
- 14 (11) Pertaining to registration of drug wholesalers and manufacturers;
- 15 (12) Pertaining to home health care and service;
- 16 (13) Pertaining to computerized pharmacy;
- 17 (14) Pertaining to the registration of registered pharmacy technicians and the suspension
18 or revocation of registration; an annual registration fee not to exceed thirty dollars;
19 and tasks that may not be delegated by a licensed pharmacist to a registered
20 technician.