

45:14-11.11

LEGISLATIVE HISTORY CHECKLIST
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(Board of Pharmacy--continuing education)

NJSA: 45:14-11.11

LAWS OF: 1995 **CHAPTER:** 79

BILL NO: S854

SPONSOR(S): Cardinale

DATE INTRODUCED: March 15, 1994

COMMITTEE: **ASSEMBLY:** ---

SENATE: Commerce

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** February 27, 1995

SENATE: October 27, 1994

DATE OF APPROVAL: April 11, 1995

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG:pp

[FIRST REPRINT]

SENATE, No. 854

STATE OF NEW JERSEY

INTRODUCED MARCH 15, 1994

By Senator CARDINALE

1 AN ACT concerning continuing education requirements for
2 pharmacists, supplementing chapter 14 of Title 45 of the
3 Revised Statutes, and repealing P.L.1972, c.61.

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5 BE IT ENACTED by the Senate and General Assembly of the
6 State of New Jersey:

7 1. The Board of Pharmacy of the State of New Jersey shall
8 require each person registered as a pharmacist, as a condition for
9 biennial certification pursuant to R.S.45:14-11 and P.L.1972,
10 c.108 (C.45:1-7), to complete ¹[not less than]¹ 30 credits of
11 continuing pharmaceutical education and submit proof thereof, as
12 provided in section 2 of this act, during each biennial registration
13 period.

14 2. a. The board shall:

15 (1) Establish standards for continuing pharmaceutical
16 education, including the subject matter and content of courses of
17 study, the selection of instructors, and the ¹[number and]¹ type
18 of continuing education credits required of a registered
19 pharmacist as a condition for biennial certification;

20 (2) Approve educational programs offering credit towards the
21 continuing pharmaceutical education requirements; and

22 (3) Approve other equivalent educational programs, including,
23 but not limited to, home study courses, and shall establish
24 procedures for the issuance of credit upon satisfactory proof of
25 the completion of these programs.

26 b. In the case of education courses and programs, each hour of
27 instruction shall be equivalent to one credit.

28 3. a. In no event shall the board approve a continuing
29 pharmaceutical education program, pursuant to subsection a. of
30 section 2 of this act, that discriminates against any registered
31 pharmacist in this State. The board shall only approve programs
32 that are: provided on a reasonable nondiscriminatory basis;
33 available to all registered pharmacists in this State; and offered
34 in a manner that enables pharmacists from all areas of the State
35 to attend. ¹The board shall permit any pharmaceutical
36 association or organization offering a continuing pharmaceutical
37 education program approved by the board pursuant to section 2 of
38 this act to impose a reasonable differential in registration fees
39 for courses upon registered pharmacists who are not members of
40 that pharmaceutical association or organization.¹ The board may
41 approve programs to be held within or outside of this State.

42 b. In no event shall the board grant credits for or approve as a
43 component of a continuing pharmaceutical education program,

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Senate SCM committee amendments adopted June 2, 1994.

1 pursuant to subsection a. of section 2 of this act: (1) participation
2 in the routine business portion of any meeting of a
3 pharmaceutical organization; or (2) any presentation that is
4 offered to sell a product or promote a business enterprise.

5 4. The board may, in its discretion, waive requirements for
6 continuing pharmaceutical education on an individual basis for
7 reasons of hardship such as illness or disability, retirement of the
8 registration certificate, or other good cause.

9 5. The board shall not require completion of continuing
10 pharmaceutical education credits for an initial renewal of
11 registration.

12 6. In the event a pharmacist completes a number of continuing
13 education credit hours in excess of the number required by ¹[the
14 board pursuant to]¹ section ¹[2] 1¹ of this act, the board may
15 allow that these credits be carried over to satisfy the
16 pharmacist's continuing education requirement for the next
17 biennial certification period, but shall not be applicable
18 thereafter.

19 7. P.L.1972, c.61 (C.45:14-11.2 et seq.) is repealed.

20 8. This act shall take effect on the 90th day following
21 enactment, except that the Board of Pharmacy of the State of
22 New Jersey may, pursuant to the "Administrative Procedure
23 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), promulgate
24 regulations to effectuate the provisions of this act immediately.

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29 Establishes jurisdiction of Board of Pharmacy over continuing
30 pharmaceutical education requirements.

1 5. The board shall not require completion of continuing
2 pharmaceutical education credits for an initial renewal of
3 registration.

4 6. In the event a pharmacist completes a number of continuing
5 education credit hours in excess of the number required by the
6 board pursuant to section 2 of this act, the board may allow that
7 these credits be carried over to satisfy the pharmacist's
8 continuing education requirement for the next biennial
9 certification period, but shall not be applicable thereafter.

10 7. P.L.1972, c.61 (C.45:14-11.2 et seq.) is repealed.

11 8. This act shall take effect on the 90th day following
12 enactment, except that the Board of Pharmacy of the State of
13 New Jersey may, pursuant to the "Administrative Procedure
14 Act," P.L.1968, c.410 (C.52:14B-1 et seq.), promulgate
15 regulations to effectuate the provisions of this act immediately.

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STATEMENT

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19 This bill provides that the Board of Pharmacy of the State of
20 New Jersey assume direct responsibility for continuing
21 pharmaceutical education. The bill repeals P.L.1972, c.61
22 (C.45:14-11.2 et seq.), thereby abolishing the New Jersey Council
23 on Continuing Pharmaceutical Education and removing its
24 statutory authority in the area of continuing education for
25 pharmacists.

26 The bill stipulates that the Board of Pharmacy of the State of
27 New Jersey is empowered to establish standards, approve
28 programs and establish the number and type of credits of
29 continuing education required for the biennial renewal of
30 registration of all active pharmacists in this State.

31 Waivers of the continuing pharmaceutical education
32 requirements may be granted by the board on an individual basis
33 due to hardship or other good cause. In addition, the board shall
34 not require completion of continuing pharmaceutical education
35 credits for an initial renewal of registration.

36 The board may allow a registered pharmacist to carry over
37 excess continuing education credits beyond what is required for a
38 particular biennial certification period to satisfy the continuing
39 education requirements for the next biennial certification period,
40 but these credits shall not be applicable thereafter.

41 The bill stipulates that the Board of Pharmacy of the State of
42 New Jersey shall require that persons registered as pharmacists
43 complete not less than 30 credits of continuing pharmaceutical
44 education as a condition of biennial certification. In addition, the
45 bill specifies that the board shall not grant any credits, or
46 approve as part of any continuing pharmaceutical education
47 program, participation in the routine business portion of any
48 meeting of a pharmaceutical organization, or any presentation
49 that is offered to sell a product or promote a business enterprise.

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53 Establishes jurisdiction of Board of Pharmacy over continuing
54 pharmaceutical education requirements.

SENATE COMMERCE COMMITTEE

STATEMENT TO

SENATE, No. 854

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 2, 1994

The Senate Commerce Committee reports favorably and with committee amendments Senate Bill No. 854.

This bill, as amended by the committee, transfers responsibility for continuing pharmaceutical education of pharmacists to the Board of Pharmacy of the State of New Jersey from the New Jersey Council on Continuing Pharmaceutical Education, which is abolished by the repeal of P.L.1972, c.61 (C.45:14-11.2 et seq.) in the bill.

The bill stipulates that the Board of Pharmacy shall require that persons registered as pharmacists complete 30 credits of continuing pharmaceutical education as a condition of biennial renewal of registration. The Board of Pharmacy is empowered to establish standards for continuing pharmaceutical education, approve education programs and establish the type of credits of continuing pharmaceutical education required for the biennial renewal of registration of all active pharmacists in this State. The board may only approve continuing pharmaceutical education programs that are: provided on a reasonable nondiscriminatory basis; available to all registered pharmacists in this State; and offered in a manner that enables pharmacists from all areas of the State to attend. In addition, the board may not grant any credits for, or approve as part of any continuing pharmaceutical education program, participation in the routine business portion of any meeting of a pharmaceutical organization, or any presentation that is offered to sell a product or promote a business enterprise. The board must permit any pharmaceutical association offering a continuing pharmaceutical education program approved by the board to impose a reasonable differential in registration fees for courses upon registered pharmacists who are not members of that pharmaceutical association.

Waivers of the continuing pharmaceutical education requirements may be granted by the board on an individual basis due to hardship, retirement or other good cause. In addition, the board may not require completion of continuing pharmaceutical education credits for an initial renewal of registration.

The board may allow a registered pharmacist to carry over excess continuing pharmaceutical education credits beyond what is required for a particular biennial period to satisfy the continuing pharmaceutical education requirements for the next biennial period, but these credits may not be applicable thereafter.