

1 AN ACT relating to pharmacy.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 315.020 is amended to read as follows:

- 4 (1) No owner of a pharmacy who is not a pharmacist shall fail to place a pharmacist in  
5 charge of his ***or her*** pharmacy or shall permit any person to compound or dispense  
6 prescription drugs, medicines, or pharmaceuticals in his ***or her*** place of business  
7 except in the presence and under the immediate supervision of a pharmacist.
- 8 (2) No manufacturer of pharmaceuticals who is not a pharmacist shall fail to place a  
9 pharmacist in charge of his ***or her*** place of business or shall permit any person to  
10 compound prescription drugs, medicines, or pharmaceuticals in his ***or her*** place of  
11 business, except as provided by the board through the promulgation of  
12 administrative regulations pursuant to KRS Chapter 13A.
- 13 (3) Except as provided in subsection (4) of this section, no person shall engage in the  
14 practice of pharmacy unless licensed to practice under the provisions of KRS  
15 Chapter 315.
- 16 (4) The provisions of subsection (3) of this section shall not apply to:
- 17 (a) Pharmacist interns performing professional practice activities under the  
18 immediate supervision of a licensed pharmacist. The nature and scope of the  
19 activities referred to in this paragraph shall be determined by the board  
20 through administrative regulation promulgated pursuant to KRS Chapter 13A;
- 21 (b) Pharmacist interns and pharmacy technicians performing specifically  
22 identified pharmacy practice activities while under the supervision of a  
23 pharmacist. The nature and scope of the activities referred to in this paragraph  
24 shall be determined by the board through administrative regulation  
25 promulgated pursuant to KRS Chapter 13A;
- 26 (c) Other licensed health care professionals practicing within the statutory scope  
27 of their professional practices; or

1 (d) Volunteer health practitioners providing services under KRS 39A.350 to  
2 39A.366.

3 (5) Effective April 1, 2009, an owner of a pharmacy shall not employ a person to assist  
4 in the practice of pharmacy unless the person is registered as a pharmacy technician  
5 by the board or exempt under KRS 315.135.