("WORKING AS AN UNREGISTERED PHARMACY TECHNICIAN") of this [subtitle] TITLE is subject to a civil fine of not more than $50,000 to be assessed by the Board.

(2) The Board shall pay any penalty collected under this subsection into the State Board of Pharmacy Fund.

SECTION 4. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Health Occupations

12–6B–06.

(a) Registration authorizes a registered pharmacist technician to perform delegated pharmacy acts as defined in § 12–101 of this title while the registration is effective.

(b) A registered pharmacy technician or a pharmacy technician trainee may not:

(1) [Act within the parameters of a therapy management contract as provided under Subtitle 6A of this title;

(2)] Administer an influenza vaccination in accordance with § 12–508 of this title;

[(3)] (2) Delegate a pharmacy act that was delegated to the registered pharmacy technician or individual engaging in a Board approved technician training program; or

[(4)] (3) Perform other functions prohibited by regulations adopted by the Board.

SECTION 5. AND BE IT FURTHER ENACTED, That the State Board of Pharmacy shall review its fees and expenditures for the registration of pharmacy technicians and report to the Senate Education, Health, and Environmental Affairs Committee and the House Health and Government Operations Committee by January 1, 2009, on the reasonableness of the fees to cover the expenditures.

SECTION 6. AND BE IT FURTHER ENACTED, That Sections 2 and 4 of this Act shall take effect on the taking effect of the termination provision specified in Section 5 of Chapter 249 of the Acts of the General Assembly of 2002. If that termination provision takes effect, Section 1 of this Act shall be abrogated and of no further force and effect. This Act may not be interpreted to have any effect on that termination provision.

SECTION 7. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 6 of this Act, this Act shall take effect July 1, 2006.

May 26, 2006

The Honorable Michael E. Busch
Speaker of the House