

# STATE OF NEW YORK

3731

2025-2026 Regular Sessions

## IN ASSEMBLY

January 30, 2025

Introduced by M. of A. BRONSON, SIMON, STECK, STIRPE -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to permitting certain registered pharmacy technicians to assist a licensed pharmacist in preparing prescriptions in certain facilities

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subdivision 1 of section 6841 of the education law, as  
2 added by chapter 414 of the laws of 2019, is amended to read as follows:  
3 1. A registered pharmacy technician may, under the direct personal  
4 supervision of a licensed pharmacist, assist such licensed pharmacist,  
5 as directed, in compounding, preparing, labeling, or dispensing of drugs  
6 used to fill valid prescriptions or medication orders or in compounding,  
7 preparing, and labeling in anticipation of a valid prescription or medi-  
8 cation order for a patient to be served by the facility, in accordance  
9 with article one hundred thirty-seven of this title where such tasks  
10 require no professional judgment. Such professional judgment shall only  
11 be exercised by a licensed pharmacist. A registered pharmacy technician  
12 may only practice in a facility licensed in accordance with article  
13 twenty-eight or article thirty-six of the public health law, or a phar-  
14 macy owned and operated by such a facility, under the direct personal  
15 supervision of a licensed pharmacist employed [~~in~~] by such a facility or  
16 pharmacy. Such facility or pharmacy shall be responsible for ensuring  
17 that the registered pharmacy technician has received appropriate train-  
18 ing to ensure competence before [~~he or she~~] such registered pharmacy  
19 technician begins assisting a licensed pharmacist in compounding,  
20 preparing, labeling, or dispensing of drugs, in accordance with this  
21 article and article one hundred thirty-seven of this title. For the  
22 purposes of this article, direct personal supervision means supervision  
23 of procedures based on instructions given directly by a supervising  
24 licensed pharmacist who remains in the immediate area where the proce-

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [~~-~~] is old law to be omitted.

LBD05909-01-5

1 dures are being performed, authorizes the procedures and evaluates the  
2 procedures performed by the registered pharmacy technicians and a super-  
3 vising licensed pharmacist shall approve all work performed by the  
4 registered pharmacy technician prior to the actual dispensing of any  
5 drug.

6 § 2. This act shall take effect on the one hundred eightieth day after  
7 it shall have become a law. Effective immediately, the amendment and/or  
8 repeal of any rule or regulation necessary for the implementation of  
9 this act on its effective date are authorized to be made and completed  
10 on or before such effective date.