

BOARD AND COMMISSIONS
Board of Pharmacy
(Amended at ARRS Committee)

201 KAR 2:020. Examination.

RELATES TO: KRS 218A.205~~(8)(7)~~, 315.050

STATUTORY AUTHORITY: KRS 218A.205~~(8)(7)~~, 315.050(2), 315.191(1), (2), (4)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 315.050(2) and 315.191(1)(c) authorize the board to promulgate administrative regulations to prescribe the time, place, method, manner, scope, and subjects of examinations. KRS 218A.205~~(8)(7)~~ requires the board to establish requirements for background checks for licensees. This administrative regulation establishes the examination and application requirements for obtaining a license to practice pharmacy in Kentucky.

Section 1. The examination for licensure shall include:

- (1) The North American Pharmacist Licensure Examination (NAPLEX); and
- (2) The Multistate Pharmacy Jurisprudence Examination (MPJE).

Section 2. Both the NAPLEX and the MPJE examinations are graded as pass or fail. ~~[The passing score on the required examinations shall be:]~~

~~[(1)] [At least seventy five (75) on the basis of the NAPLEX and the MPJE grades shall not be used in computing the NAPLEX; and]~~

~~[(2)] [At least seventy five (75) on the basis of the MPJE.]~~

Section 3. If an applicant fails an examination ~~[to obtain the necessary scores in any of the tests]~~ described in Section 2 of this administrative regulation, the applicant may upon proper application retake the examination ~~[tests upon the payment of the fee set forth in 201 KAR 2:050 plus any direct costs for test materials and supplies]~~. An applicant is limited to three (3) attempts for each examination without further board approval. An applicant is limited to a lifetime limit of five (5) attempts on each examination ~~[who has failed any test may retake that test within one (1) year of the date the applicant first failed the test without having to reapply]~~.

Section 4. If after three (3) examination attempts, the applicant has not passed, to qualify for two (2) additional attempts, the applicant shall ~~must~~ :

(1) For the NAPLEX, complete a refresher course and submit to the Board of Pharmacy a certificate of completion; and

(2) For the MPJE, submit to the Board of Pharmacy:

(a) Proof of (5) five hours of ACPE or board approved continuing education in the topic of pharmacy law ; ~~and~~ or

(b) A certificate of completion of a refresher course.

Section 5. All results of examinations shall be preserved according to the Board of Pharmacy Record Retention Schedule.

~~Section 6. [Section 5.] [Fees submitted with an application shall be nonrefundable.]~~

~~[Section 6.]~~ Prior to approval for examination, an applicant shall:

(1) Submit to a nation-wide criminal background investigation by means of fingerprint check by the Department of Kentucky State Police and the Federal Bureau of Investigation; ~~and~~

(2) Submit to a query to the National Practitioner Data Bank of the United States Department of Health and Human Services; ~~and~~

(3) Submit an Initial Application for Pharmacist Licensure that reports:

- (a) Name, maiden, and other names used currently or previously;
 - (b) Address and telephone number;
 - (c) Date of birth;
 - (d) Social Security number;
 - (e) Citizenship;
 - (f) Sex;
 - (g) Name of pharmacy school;
 - (h) Intern Registration Number;
 - (i) Record of any conviction for any felony or misdemeanor offense;
 - (j) Record of any state licensing agency refusal of licensure, failure of examination , or refusal of examination; and
 - (k) Certificate of moral standing.
- (4) Submit a Certification of ~~College~~ ~~pharmacy school~~ Graduation *completed by the Dean of the College of Pharmacy where the applicant graduated pharmacy school ; and*
- (5) Submit a Certification of Intern Hours *completed by the College of Pharmacy where the applicant graduated, or the State Board of Pharmacy if the hours are outside of Kentucky .*

Section 7. ~~License, Fee.~~ An applicant shall submit~~[-]~~

- ~~[(1)] [An Initial Application for Pharmacist Licensure pursuant to KRS 315.050; and]~~
- ~~[(2)] [As appropriate,]~~ the fee established by 201 KAR 2:050, Section 1(1).

Section 8. Incorporation by Reference.

(1) **The following material is incorporated by reference:**

- (a) "Initial Application for Pharmacist Licensure", Form 1, 3/2022~~[12/2019]~~;
- ~~(b) is incorporated by reference.~~
- ~~[(2)] "Certification of College Graduation", Form 2, 03/2022 ; and~~
- ~~(c) is incorporated by reference.~~
- ~~[(3)] "Certification of Intern Hours", Form 3, 03/2022 .~~

(2) ~~is incorporated by reference.~~

~~[(4)]~~ This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Board of Pharmacy, State Office Building Annex, Suite 300, 125 Holmes Street, Frankfort, Kentucky 40601, Monday through Friday, 8:00 a.m. to 4:30 p.m. **This material is also available on the board's Web site at <https://pharmacy.ky.gov/Forms/Pages/default.aspx>.**

(1 Ky.R. 9; eff. 9-11-1974; Am. 7 Ky.R. 403; eff. 12-3-1980; 9 Ky.R. 11; eff. 8-11-1982; 11 Ky.R. 1614; eff. 6-4-1985; 16 Ky.R. 793; eff. 1-12-1990; 19 Ky.R. 443; eff. 10-8-1992; 26 Ky.R. 866; 1117; eff. 12-15-1999; 32 Ky.R. 1462; 1879; eff. 5-5-2006; 39 Ky.R. 501; eff. 2-1-2013; 39 Ky.R. 2377; eff. 8-21-2013; 46 Ky.R. 1926; eff. 3-19-2020; 48 Ky.R. 2817, 49 Ky.R. 320; eff.8-25-2022.)

FILED WITH LRC: July 14, 2022

CONTACT PERSON: Christopher P. Harlow, Executive Director, Kentucky Board of Pharmacy, 125 Holmes Street, Suite 300, State Office Building Annex, Frankfort, Kentucky 40601, phone (502) 564-7910, fax (502) 696-3806, email Christopher.Harlow@ky.gov.