

Louisiana Administrative Code

Title 46 – Professional and Occupational Standards

Part LIII: Pharmacists

Chapter 5. Pharmacists

Subchapter A. Licensure Procedures

**§506. Preferential licensing procedures for military-trained applicants and their spouses
dependents**

~~A. Preferential licensing procedures are available for certain persons. Eligibility for such procedures are available to the following:~~

~~1. A military-trained applicant is a person who:~~

~~a. Has completed a military program of training, been awarded a military occupational specialty, and performed in that specialty at a level that is substantially equivalent to or exceeds the requirements for pharmacist licensure in this state;~~

~~b. Has engaged in the active practice of pharmacy; and~~

~~c. Has not been disciplined in any jurisdiction for an act that would have constituted grounds for refusal, suspension, or revocation of a license to practice pharmacy in this state at the time the act was committed.~~

~~2. A military spouse is a person who:~~

~~a. Can demonstrate marriage to a person in active duty military service or with commitment to reserve duty, as evidenced by legible copies of marriage license and military orders;~~

~~b. Holds a current and unrestricted license to practice pharmacy in another jurisdiction within the United States or any of its territories that has not been disciplined by the agency issuing that license; and~~

~~c. Can demonstrate competency to practice pharmacy through various methods determined by the Board, e.g., evidence of continuing education activity, letters of competency from previous practice manager, remediation examination, or personal interview.~~

~~B. Upon receipt of an application for pharmacist licensure by a military-trained applicant or military spouse, the Board office shall mark the application for priority processing and preserve that status until the license is issued, or in the alternative, the Board gives notice of its intent to deny the application and refuse to issue the license.~~

~~C. In the event the military-trained applicant or military spouse intends to practice pharmacy before the issuance of the license, the Board may issue a Special Work Permit to that person.~~

- 38 1. ~~The Special Work Permit shall expire 120 days after the date of issue, and the permit shall not be~~
39 ~~renewable.~~
- 40 2. ~~The Special Work Permit shall identify the military trained applicant or military spouse, and~~
41 ~~further, shall indicate the authority for that person to practice pharmacy within the State of~~
42 ~~Louisiana as well as the dates of issue and expiration of the credential.~~
- 43 3. ~~No military trained applicant or military spouse may practice pharmacy prior to the receipt of a~~
44 ~~Special Work Permit or pharmacist license, or with an expired Special Work Permit or pharmacist~~
45 ~~license.~~
- 46 4. ~~The Special Work Permit shall not be eligible for reciprocity to any other jurisdiction.~~
- 47 D. ~~The provisions of this Section shall not apply to a military trained applicant who has received, or is in~~
48 ~~the process of receiving, a dishonorable discharge from the military. Further, the provisions of this~~
49 ~~Section shall not apply to a military spouse whose spouse has received, or in the process of receiving, a~~
50 ~~dishonorable discharge from the military.~~

51

52 A. Definitions

53 The following terms shall have the meaning ascribed to them in this Subsection:

54 *Dependent* – a resident spouse or resident unmarried child under the age of 21 years, a child who is a
55 student under the age of 24 years and who is financially dependent upon the parent, or a child of any
56 age who is disabled and dependent upon the parent.

57 *Jurisdiction* – any state or territory of the United States of America.

58 *Military* – the armed forces or reserves of the United States, including the Army, Navy, Marine Corps,
59 Coast Guard, Air Force, and the reserve components thereof, the National Guard of any state, the
60 Military Reserves of any state, or the naval militia of any state.

61 B. Eligibility

62 The following persons are eligible for the preferential licensing procedures provided by this Section:

- 63 1. A member of the military who has been assigned to duty in Louisiana or his dependent.
64 2. A civilian employee of the United States Department of Defense who has been assigned to duty in
65 Louisiana or his dependent.
66 3. A member of the military or civilian employee of the United States Department of Defense or their
67 dependents who have established this state as their state of legal residence in their military record.

68 C. Requirements

69 Eligible persons seeking preferential licensing procedures shall demonstrate compliance with the
70 following requirements:

- 71 1. The applicant holds a current and valid pharmacist license in another jurisdiction.
72 2. The applicant has held the license in the other jurisdiction for at least one year.

- 73 3. The applicant has satisfied all educational and experiential requirements required by the pharmacy
74 regulatory authority in the other jurisdiction.
- 75 4. The applicant is held in good standing by the pharmacy regulatory authority in the other
76 jurisdiction, or in the event such status is not used in that jurisdiction, the applicant holds an
77 unrestricted license in that jurisdiction.
- 78 5. The applicant does not have a disqualifying criminal record as determined by the board.
- 79 6. The applicant has not had an occupational license revoked by a board in another jurisdiction due to
80 negligence or intentional misconduct related to the applicant's work in the occupation.
- 81 7. The applicant has not surrendered an occupational license due to negligence or intentional
82 misconduct related to the applicant's work in the occupation in another jurisdiction.
- 83 8. The applicant does not have a complaint, allegation, or investigation pending before a pharmacy
84 regulatory authority in another jurisdiction which relates to unprofessional conduct or an alleged
85 crime. If the applicant has a complaint, allegation, or investigation pending, the board shall not
86 issue or deny a license until the complaint, allegation, or investigation is resolved, or the applicant
87 otherwise satisfies the criteria for licensure in this state to the satisfaction of the board.
- 88 9. The applicant has paid all applicable fees in this state.
- 89 10. The applicant has applied for permanent licensure in this state. In the event the applicant fails to
90 qualify for a permanent license as determined by the board, the Special Work Permit issued under
91 the authority of Subsection E of this Section shall be automatically terminated.
- 92 D. Upon receipt of an application for pharmacist licensure by an eligible applicant, the board staff shall
93 mark the application for priority processing and preserve that status until the license is issued, or in the
94 alternative, the board gives notice of its intent to deny the application and refuse to issue the license.
95 The board shall notify the applicant of its licensing decision within 30 calendar days after receiving an
96 application.
- 97 E. In the event the applicant intends to practice pharmacy before the issuance of the permanent license,
98 the board may issue a Special Work Permit to the applicant.
- 99 1. The Special Work Permit shall expire 120 days after the date of issue and the permit shall not be
100 renewable.
- 101 2. The Special Work Permit shall identify the applicant, and further, shall indicate the authority for
102 that person to practice pharmacy within the State of Louisiana as well as the dates of issue and
103 expiration of the credential.
- 104 3. No applicant may practice pharmacy prior to the receipt of a Special Work Permit or pharmacist
105 license, or with an expired Special Work Permit or pharmacist license.
- 106 4. The Special Work Permit shall not be eligible for license transfer or reciprocity to any other
107 jurisdiction.

145 preserve that status until the registration is issued, or in the alternative, the Board gives notice of its
146 intent to deny the application and refuse to issue the registration.

147 ~~C. In the event the military trained applicant or military spouse intends to practice pharmacy before the
148 issuance of the registration, the Board may issue a Special Work Permit to that person.~~

149 ~~1. The Special Work Permit shall expire 120 days after the date of issue, and the permit shall not be
150 renewable.~~

151 ~~2. The Special Work Permit shall identify the military trained applicant or military spouse, and
152 further, shall indicate the authority for that person to practice pharmacy within the State of
153 Louisiana as well as the dates of issue and expiration of the credential.~~

154 ~~3. No military trained applicant or military spouse may practice pharmacy prior to the receipt of a
155 Special Work Permit or pharmacy technician candidate registration, or with an expired Special
156 Work Permit or pharmacy technician candidate registration.~~

157 ~~4. The Special Work Permit shall not be eligible for reciprocity to any other jurisdiction.~~

158 ~~D. The provisions of this Section shall not apply to a military trained applicant who has received, or is in
159 the process of receiving, a dishonorable discharge from the military. Further, the provisions of this
160 Section shall not apply to a military spouse whose spouse has received, or in the process of receiving, a
161 dishonorable discharge from the military.~~

162
163 A. Definitions

164 The following terms shall have the meaning ascribed to them in this Subsection:

165 Dependent – a resident spouse or resident unmarried child under the age of 21 years, a child who is a
166 student under the age of 24 years and who is financially dependent upon the parent, or a child of any
167 age who is disabled and dependent upon the parent.

168 Jurisdiction – any state or territory of the United States of America.

169 Military – the armed forces or reserves of the United States, including the Army, Navy, Marine Corps,
170 Coast Guard, Air Force, and the reserve components thereof, the National Guard of any state, the
171 Military Reserves of any state, or the naval militia of any state.

172 B. Eligibility

173 The following persons are eligible for the preferential licensing procedures provided by this Section:

174 1. A member of the military who has been assigned to duty in Louisiana or his dependent.

175 2. A civilian employee of the United States Department of Defense who has been assigned to duty in
176 Louisiana or his dependent.

177 3. A member of the military or civilian employee of the United States Department of Defense or their
178 dependents who have established this state as their state of legal residence in their military record.

179 C. Requirements

180 Eligible persons seeking preferential licensing procedures shall demonstrate compliance with the
181 following requirements:

- 182 1. The applicant holds a current and valid pharmacy technician credential issued by the pharmacy
183 regulatory authority in another jurisdiction.
 - 184 2. The applicant has held the credential in the other jurisdiction for at least one year.
 - 185 3. The applicant has satisfied all educational and experiential requirements required by the pharmacy
186 regulatory authority in the other jurisdiction.
 - 187 4. The applicant is held in good standing by the pharmacy regulatory authority in the other
188 jurisdiction, or in the event such status is not used in that jurisdiction, the applicant holds an
189 unrestricted license in that jurisdiction.
 - 190 5. The applicant does not have a disqualifying criminal record as determined by the board.
 - 191 6. The applicant has not had an occupational license revoked by a board in another jurisdiction due to
192 negligence or intentional misconduct related to the applicant's work in the occupation.
 - 193 7. The applicant has not surrendered an occupational license due to negligence or intentional
194 misconduct related to the applicant's work in the occupation in another jurisdiction.
 - 195 8. The applicant does not have a complaint, allegation, or investigation pending before a pharmacy
196 regulatory authority in another jurisdiction which relates to unprofessional conduct or an alleged
197 crime. If the applicant has a complaint, allegation, or investigation pending, the board shall not
198 issue or deny a pharmacy technician certificate until the complaint, allegation, or investigation is
199 resolved, or the applicant otherwise satisfies the criteria for a pharmacy technician certificate in
200 this state to the satisfaction of the board.
 - 201 9. The applicant has paid all applicable fees in this state.
 - 202 10. The applicant has applied for a permanent pharmacy technician certificate in this state. In the
203 event the applicant fails to qualify for a permanent pharmacy technician certificate as determined
204 by the board, the Special Work Permit issued under the authority of Subsection E of this Section
205 shall be automatically terminated.
- 206 D. Upon receipt of an application for a pharmacy technician certificate by an eligible applicant, the board
207 staff shall mark the application for priority processing and preserve that status until the pharmacy
208 technician certificate is issued, or in the alternative, the board gives notice of its intent to deny the
209 application and refuse to issue the certificate. The board shall notify the applicant of its licensing
210 decision within 30 calendar days after receiving an application.
- 211 E. In the event the applicant intends to assist in the practice of pharmacy before the issuance of the
212 permanent pharmacy technician certificate, the board may issue a Special Work Permit to the
213 applicant.
- 214 1. The Special Work Permit shall expire 120 days after the date of issue and the permit shall not be
215 renewable.

- 216 2. The Special Work Permit shall identify the applicant, and further, shall indicate the authority for
217 that person to assist in the practice of pharmacy within the State of Louisiana as well as the dates
218 of issue and expiration of the credential.
- 219 3. No applicant may assist in the practice of pharmacy prior to the receipt of a Special Work Permit
220 or pharmacy technician certificate, or with an expired Special Work Permit or pharmacy
221 technician certificate.
- 222 4. The Special Work Permit shall not be eligible for license transfer or reciprocity to any other
223 jurisdiction.
- 224 5. The provisions of this Section shall not apply to a member of the military who has received, or is
225 in the process of receiving, a dishonorable discharge from the military. Further, the provisions of
226 this Section shall not apply to the spouse of a member of the military who has received, or in the
227 process of receiving, a dishonorable discharge from the military.

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229 AUTHORITY NOTE: Promulgated in accordance with R.S. 37:~~3650~~ 3651.

230 HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 39:3075
231 (November 2013), amended by the Department of Health, Board of Pharmacy, LR
232