

Introduced by

1 A BILL for an Act to create and enact a new section to chapter 43-15 of the North Dakota
2 Century Code, relating to refunds of a portion of pharmacist license fees; to amend and reenact
3 sections 43-15-13.2 and 43-15-13.4 of the North Dakota Century Code, relating to membership
4 in the North Dakota pharmaceutical association and payment of fees by the state board of
5 pharmacy to the North Dakota pharmaceutical association; and to repeal section 43-15-30 of
6 the North Dakota Century Code, relating to membership in the North Dakota pharmaceutical
7 association.

8 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

9 **SECTION 1. AMENDMENT.** Section 43-15-13.2 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **43-15-13.2. Membership of North Dakota pharmaceutical association.** The
12 membership of the North Dakota pharmaceutical association consists of every ~~person~~
13 individual:

- 14 1. Who has secured a current annual license to practice pharmacy in this state in
15 accordance with this chapter and who has not requested a refund of a portion of
16 the license fee under section 3 of this Act.
- 17 2. Who has paid an annual membership fee directly to the association as determined
18 and permitted by the association and who does not hold a current license to
19 practice pharmacy in this state.

20 **SECTION 2. AMENDMENT.** Section 43-15-13.4 of the North Dakota Century Code is
21 amended and reenacted as follows:

22 **43-15-13.4. Moneys payable from board of pharmacy to North Dakota**
23 **pharmaceutical association.** The board shall submit to the association ~~shall annually receive~~
24 fifty percent of fees, less any amount refunded under section 3 of this Act, received by the

1 board for annual renewal licenses as a pharmacist in this state. The association may use the
2 funds for payment of expenses of the association ~~including~~ relating to continuing
3 pharmaceutical education, pharmacist discipline, the impaired pharmacist program, matters
4 related to pharmacist registration standards, and professional service standards, ~~and general~~
5 ~~operating expenses~~. The amount provided in this section must be paid quarterly to the
6 association by the board. The association may not receive from the board any portion of fees
7 from out-of-state pharmacists who do not have a renewal license to practice pharmacy in this
8 state and may not receive any portion of examination fees, permit fees, or other fees or funds
9 not specified in this section.

10 **SECTION 3.** A new section to chapter 43-15 of the North Dakota Century Code is
11 created and enacted as follows:

12 **North Dakota pharmaceutical association - Refund for nonparticipation.** The
13 board shall provide each pharmacist and each applicant for licensure as a pharmacist
14 information instructing the pharmacist or applicant that the individual may apply to the board for
15 a refund of fifty percent of the fee paid by the individual to the board for licensure or a renewal
16 of licensure if the individual elects not to become a member of the North Dakota pharmaceutical
17 association. A request for a refund must be submitted with the payment of the individual's
18 examination or license renewal fees to the board.

19 **SECTION 4. REPEAL.** Section 43-15-30 of the North Dakota Century Code is
20 repealed.