

Although this section may appear to be unnecessary in light of other provisions of this title, it is retained here as a separate provision. The definition of "practice pharmacy" in § 12-101 of this title includes "providing information and explanation to patients and health care practitioners about the safe and effective use of drugs, medicines, or devices". Sections 12-301 and 12-701 clearly provide that, except as otherwise provided, one may not practice pharmacy without a license. Those same sections provide an exception for an individual who, under the direct supervision of a licensed pharmacist, engages in a clinical pharmacy training program. This section also is concerned with providing information. However, this section is intended to address a specific problem that is created when an unlicensed employee in a pharmacy gives advice to customers concerning drugs, medicines, and devices. Even without any intent on the part of the employee to give the customer the impression that the employee is a licensed pharmacist, the employee's advice is apt to be taken as authoritative. Therefore, this provision is intended to prohibit any untrained employee from giving information that may be taken mistakenly by the customer as professional advice.

The language "an individual engaging in a clinical pharmacy training program" is substituted for the present less descriptive and somewhat archaic term "pharmacy intern" in conformity with the language of §§ 12-301(b) and 12-302(d) of this title.

The reference to "devices" is added in conformity with the usual trilogy of "drugs, medicines, and devices" used throughout this title. See the General Revisor's Note to this title.

12-503. REQUIRED EQUIPMENT AND SANITARY APPLIANCES;
CLEANLINESS OF PREMISES.

(A) BOARD TO SPECIFY MINIMUM EQUIPMENT.

THE BOARD SHALL SPECIFY THE MINIMUM PROFESSIONAL AND TECHNICAL EQUIPMENT AND SANITARY APPLIANCES THAT ARE NECESSARY IN A PHARMACY:

(1) TO PREPARE AND DISPENSE PRESCRIPTIONS PROPERLY; AND

(2) OTHERWISE TO OPERATE A PHARMACY.

(B) COMPLIANCE REQUIRED.