

## Chapter Phar 4

### EXAMINATIONS

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**Phar 4.01 Administration.** (1) Examinations may be written, oral, or practical.

(2) Examinations are conducted in the English language only.

(3) At least 10 days prior to the examination, the applicant shall be mailed an admission card and that card shall be presented at the door of the examination room, with a driver's license or passport photograph.

(4) A number shall be assigned to each applicant. Rules of conduct shall be provided at the beginning of the examination.

(5) An applicant found by the board to have violated rules of the examination may be denied licensure by the board.

**History:** Cr. Register, January, 1983, No. 325, eff. 2-1-83; am. (3), Register, December, 1998, No. 516, eff. 1-1-99.

**Phar 4.02 Competencies tested.** Competencies are tested by examination as follows:

(1) The multi-state pharmacy jurisprudence examination shall determine an applicant's competence to practice within federal laws and regulations and Wisconsin laws and rules governing the practice of pharmacy.

(3) NAPLEX shall determine an applicant's competence in the basic principles and professional areas within the practice of pharmacy.

(4) An otherwise qualified applicant shall be provided with reasonable accommodations, as required by the Americans with Disabilities Act.

**History:** Cr. Register, January, 1983, No. 325, eff. 2-1-83; emerg. r. and recr. eff. 5-21-85; r. and recr. Register, November, 1985, No. 359, eff. 12-1-85; am. (1) and (2), Register, August, 1991, No. 428, eff. 9-1-91; am. (4), Register, January, 1996, No. 481, eff. 2-1-96; am. (1) and (5), r. (2), cr. (6), Register, December, 1998, No. 516, eff. 1-1-99; CR 00-157; r. (3), renum. and am. (4) to be (2) and renum. (5) and (6) to be (3) and (4) Register May 2002 No. 557, eff. 6-1-02; **CR 09-019: r. (2) Register October 2009 No. 646, eff. 11-1-09.**

**Phar 4.03 Passing scores.** (1) The passing scores set by the board represent the minimum competency required to protect public health and safety.

(2) Each examination specified in s. Phar 4.02 is scored separately. An applicant shall achieve a passing score on each required examination to qualify for licensure.

(3) The score required to pass an examination shall be based on the board's determination of the level of examination performance required for minimum acceptable competence in the profession. The board shall make the determination after consultation with experts in the subject matter of the examination who have reviewed a representative sample of the examination questions and available candidate performance statistics, and shall set the passing score for the examination at that point which represents minimum acceptable competence in the profession.

**History:** Cr. Register, January, 1983, No. 325, eff. 2-1-83; emerg. am. (2), r. and recr. (3) and (4), r. (5) and (6), eff. 5-21-85; am. (2), r. and recr. (3) and (4), r. (5) and (6), Register, November, 1985, No. 359, eff. 12-1-85; r. (3), renum. (4) to be (3) and am. Register, May, 1986, No. 365, eff. 6-1-86; r. and recr. (3), Register, December, 1998, No. 516, eff. 1-1-99.

**Phar 4.035 Unauthorized assistance.** An applicant may not give or receive unauthorized assistance during the examination. The action taken by the board when unauthorized assistance occurs shall be related to the seriousness of the offense.

These actions may include withholding the scope of the applicant, entering a failing grade for the applicant, and suspending the ability of the applicant to sit for the next scheduled examination after the examination in which the unauthorized assistance occurred.

**History:** Cr., Register, December, 1998, No. 516, eff. 1-1-99.

**Phar 4.04 Scoring.** (1) The board shall send written notification of results to applicants.

(2) An applicant shall be offered the opportunity to make written comments and objections within 30 days after notification of the examination results.

(3) Any unsuccessful applicant may request in writing that his or her answer sheet be rescored by hand to verify the accuracy of scoring.

(4) The cost of rescoring shall be paid by the applicant.

**History:** Cr. Register, January, 1983, No. 325, eff. 2-1-83.

**Phar 4.045 Examination review.** (1) An applicant who fails an examination administered by the board may request a review by the applicant of that examination by filing a written request to the board within 45 days after the date on which the examination results were mailed to the applicant.

(2) An examination review shall be conducted under the following conditions:

(a) The time for review shall be limited to one hour.

(b) The examination shall be reviewed only by the applicant and in the presence of a proctor.

(c) The proctor may not respond to inquiries by the applicant regarding allegations of examination error.

(d) An applicant shall be permitted only one review of the failed examination each time it is taken and failed.

**History:** Cr. Register, December, 1998, No. 516, eff. 1-1-99.

**Phar 4.046 Claim of examination error.** (1) An applicant wishing to claim an error regarding specific questions or procedures on an examination administered by the board shall file a written request on a form provided for this purpose in the board office within 30 days after the date the examination was reviewed. The request shall include:

(a) The applicant's name and address.

(b) The type of registration applied for.

(c) A description of the alleged error, including reference text citations or other supporting evidence for the applicant's claim.

(2) The request shall be reviewed by the board in consultation with an expert in the subject matter of the examination. The applicant shall be notified in writing of the board's decision.

**History:** Cr. Register, December, 1998, No. 516, eff. 1-1-99.

**Phar 4.05 Failure and reexamination.** (2) An applicant who fails to achieve a passing score on any examination specified in s. Phar 4.02 is eligible for reexamination. An applicant who twice fails any licensing examination specified in s. Phar 4.02 is not eligible for further examination until the applicant has satisfactorily completed additional preparation as directed and approved by the board. This condition on eligibility also applies to each third and subsequent failure.

**(3)** An application for reexamination shall be made on forms provided by the board. An applicant shall remit the reexamination fee.

**Note:** A list of all current examination fees may be obtained at no charge from the Office of Examinations, Department of Regulation and Licensing, 1400 East Washington Avenue, P.O. Box 8935, Madison, WI 53708.

**Note:** An application form may be obtained upon request to the board office located at 1400 East Washington Avenue, Madison, Wisconsin 53702.

**History:** Cr. Register, January, 1983, No. 325, eff. 2-1-83; emerg. r. and recr. eff. 5-21-85; r. and recr. Register, November, 1985, No. 359, eff. 12-1-85; r. and recr. (1), r. (2) to (4), renum. (5) to (7) to be (2) to (4), Register, May, 1986, No. 365, eff. 6-1-86; am. (2), Register, August, 1991, No. 428, eff. 9-1-91; am. (3), Register, June, 1994, No. 462, eff. 7-1-94; r. (1) and (4), Register, December, 1998, No. 516, eff. 1-1-99.