

1-1 By: Zaffirini S.B. No. 1056  
1-2 (In the Senate - Filed February 25, 2019; March 7, 2019,  
1-3 read first time and referred to Committee on Health & Human  
1-4 Services; April 11, 2019, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 April 11, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1056 By: Perry

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the authority of physicians to delegate to certain  
1-22 pharmacists the implementation and modification of a patient's drug  
1-23 therapy.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 157.101(b-1), Occupations Code, is  
1-26 amended to read as follows:

1-27 (b-1) A delegation under Subsection (b) may include:

1-28 (1) the implementation or modification of a patient's  
1-29 drug therapy under a protocol if:

1-30 (A) the delegation follows a diagnosis, initial  
1-31 patient assessment, and drug therapy order by the physician; and

1-32 (B) the pharmacist maintains a copy of the  
1-33 protocol for inspection until at least the seventh anniversary of  
1-34 the expiration date of the protocol; or

1-35 (2) ~~[, including]~~ the authority to sign a prescription  
1-36 drug order for dangerous drugs for a patient~~[,]~~ if:

1-37 (A) ~~[(1)]~~ the delegation follows a diagnosis,  
1-38 initial patient assessment, and drug therapy order by the  
1-39 physician;

1-40 (B) ~~[(2)]~~ the pharmacist practices in a  
1-41 hospital, hospital-based clinic, or an academic health care  
1-42 institution;

1-43 (C) ~~[(3)]~~ the hospital, hospital-based clinic,  
1-44 or academic health care institution in which the pharmacist  
1-45 practices has bylaws and a medical staff policy that permit a  
1-46 physician to delegate to a pharmacist the management of a patient's  
1-47 drug therapy;

1-48 (D) ~~[(4)]~~ the pharmacist provides the name,  
1-49 address, and telephone number of the pharmacist and of the  
1-50 delegating physician on each prescription signed by the pharmacist;  
1-51 and

1-52 (E) ~~[(5)]~~ the pharmacist provides a copy of the  
1-53 protocol to the Texas State Board of Pharmacy.

1-54 SECTION 2. Not later than December 1, 2019, the Texas State  
1-55 Board of Pharmacy shall adopt rules necessary to implement Section  
1-56 554.057, Occupations Code.

1-57 SECTION 3. This Act takes effect September 1, 2019.

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