

By: Rogers

H.B. No. 1411

A BILL TO BE ENTITLED

AN ACT

relating to persons considered practitioners for purposes of prescribing certain drugs and devices.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 483.001(12), Health and Safety Code, is amended to read as follows:

(12) "Practitioner" means:

(A) a person licensed by:

(i) the Texas Medical Board, State Board of Dental Examiners, Texas Optometry Board, Texas State Board of Acupuncture Examiners, Texas Board of Chiropractic Examiners, Texas State Board of Examiners of Professional Counselors, Texas State Board of Examiners of Psychologists, or State Board of Veterinary Medical Examiners to prescribe and administer dangerous drugs; or

(ii) the Texas Department of Licensing and Regulation, with respect to podiatry, to prescribe and administer dangerous drugs;

(B) a person licensed by another state in a health field in which, under the laws of this state, a licensee may legally prescribe dangerous drugs;

(C) a person licensed in Canada or Mexico in a health field in which, under the laws of this state, a licensee may legally prescribe dangerous drugs; or

1 (D) an advanced practice registered nurse or
2 physician assistant to whom a physician has delegated the authority
3 to prescribe or order a drug or device under Section 157.0511,
4 157.0512, or 157.054, Occupations Code.

5 SECTION 2. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2023.