

By: Allison

H.B. No. 3230

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the prescribing or ordering of a controlled substance
3 or dangerous drug or device by an advanced practice registered
4 nurse or physician assistant under a prescriptive authority
5 agreement.

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

7 SECTION 1. Section [157.0512](#), Occupations Code, is amended
8 by amending Subsection (a) and adding Subsection (a-1) to read as
9 follows:

10 (a) Except as provided by Subsection (a-1), a [A] physician
11 may delegate to an advanced practice registered nurse or physician
12 assistant, acting under adequate physician supervision, the act of
13 prescribing or ordering a drug or device as authorized through a
14 prescriptive authority agreement between the physician and the
15 advanced practice registered nurse or physician assistant, as
16 applicable.

17 (a-1) A physician may not delegate to an advanced practice
18 registered nurse or physician assistant, acting under adequate
19 physician supervision, the act of prescribing or ordering a
20 controlled substance or dangerous drug or device unless authorized
21 under a prescriptive authority agreement between the physician and
22 the advanced practice registered nurse or physician assistant, as
23 applicable. An advanced practice registered nurse or physician
24 assistant prescribing or ordering a controlled substance or

1 dangerous drug or device under this subsection may do so only for a
2 patient with whom the physician who makes the delegation has an
3 established physician-patient relationship.

4 SECTION 2. This Act takes effect September 1, 2023.