

By: Hull

H.B. No. 3715

A BILL TO BE ENTITLED

AN ACT

relating to access to all prescribed medications by residents in certain long-term care facilities.

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

SECTION 1. Subtitle A, Title 4, Health and Safety Code, is amended by adding Chapter 226 to read as follows:

CHAPTER 226. LONG-TERM CARE FACILITY RESIDENT RIGHT TO ACCESS
PRESCRIPTION MEDICATION

Sec. 226.001. DEFINITIONS. In this chapter:

(1) "Long-term care facility" means:

(A) a facility licensed or regulated under Chapter 242, 247, or 252, Health and Safety Code; or

(B) a state supported living center as defined by Section 531.002, Health and Safety Code.

(2) "Prescription" includes an entry in the compassionate-use registry established under Section 487.054.

Sec. 226.002. RESIDENT RIGHT TO ACCESS PRESCRIPTION MEDICATION. A resident of a long-term care facility has a right to access any medication for which the resident has a prescription from a licensed practitioner, including a medication containing low-THC cannabis.

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