

By: Noriega

H.B. No. 1040

A BILL TO BE ENTITLED

AN ACT

1
2 relating to emergency medication kits maintained for a veterans
3 home.

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

5 SECTION 1. Section 562.108(a), Occupations Code, is amended
6 to read as follows:

7 (a) A Class A or Class C pharmacy may maintain controlled
8 substances and dangerous drugs in an emergency medication kit used
9 at an institution licensed under Chapter 242 or 252, Health and
10 Safety Code. A United States Department of Veterans Affairs
11 pharmacy or another federally operated pharmacy may maintain
12 controlled substances and dangerous drugs in an emergency
13 medication kit used at an institution that is licensed under
14 Chapter 242, Health and Safety Code, and is a veterans home, as
15 defined by Section 164.002, Natural Resources Code. The controlled
16 substances and dangerous drugs may be used only for the emergency
17 medication needs of a resident at the ~~[that]~~ institution.

18 SECTION 2. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2003.