

By: Van de Putte

S.B. No. 1315

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of pharmacy license classifications
by the Texas State Board of Pharmacy.

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

SECTION 1. Subsection (a), Section 560.051, Occupations
Code, is amended to read as follows:

(a) Each applicant for a pharmacy license shall apply for a
license in one or more of the following classifications:

(1) Class A;

(2) Class B;

(3) Class C;

(4) Class D; ~~[or]~~

(5) Class E; or

(6) another classification established by the board
under Section 560.053.

SECTION 2. Subchapter B, Chapter 560, Occupations Code, is
amended by adding Section 560.053 to read as follows:

Sec. 560.053. ESTABLISHMENT OF ADDITIONAL PHARMACY
CLASSIFICATIONS. The board by rule may establish classifications
of pharmacy licenses in addition to the classifications under
Section 560.051 if the board determines that:

(1) the practice setting will provide pharmaceutical
care services to the public;

(2) the existing classifications of pharmacy licenses

1 are not appropriate for that practice setting; and

2 (3) establishment of a new classification of pharmacy
3 license is necessary to protect the public health, safety, and
4 welfare.

5 SECTION 3. Section 562.101, Occupations Code, is amended by
6 adding Subsection (g) to read as follows:

7 (g) For a pharmacy license classification established under
8 Section 560.053, the board shall adopt rules that provide for the
9 supervision of the pharmacy by a pharmacist. Supervision under the
10 board rules must require at least continuous supervision by a
11 pharmacist according to the needs of the pharmacy.

12 SECTION 4. This Act takes effect September 1, 2003.