

1-1 By: Van de Putte S.B. No. 1315
1-2 (In the Senate - Filed March 12, 2003; March 19, 2003, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 29, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 29, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1315 By: Janek

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the establishment of pharmacy license classifications
1-11 by the Texas State Board of Pharmacy.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subsection (a), Section 560.051, Occupations
1-14 Code, is amended to read as follows:

1-15 (a) Each applicant for a pharmacy license shall apply for a
1-16 license in one or more of the following classifications:

1-17 (1) Class A;

1-18 (2) Class B;

1-19 (3) Class C;

1-20 (4) Class D; ~~or~~

1-21 (5) Class E; or

1-22 (6) another classification established by the board
1-23 under Section 560.053.

1-24 SECTION 2. Subchapter B, Chapter 560, Occupations Code, is
1-25 amended by adding Section 560.053 to read as follows:

1-26 Sec. 560.053. ESTABLISHMENT OF ADDITIONAL PHARMACY
1-27 CLASSIFICATIONS. The board by rule may establish classifications
1-28 of pharmacy licenses in addition to the classifications under
1-29 Section 560.051 if the board determines that:

1-30 (1) the practice setting will provide pharmaceutical
1-31 care services to the public;

1-32 (2) the existing classifications of pharmacy licenses
1-33 are not appropriate for that practice setting; and

1-34 (3) establishment of a new classification of pharmacy
1-35 license is necessary to protect the public health, safety, and
1-36 welfare.

1-37 SECTION 3. Section 562.101, Occupations Code, is amended by
1-38 adding Subsection (g) to read as follows:

1-39 (g) For a pharmacy license classification established under
1-40 Section 560.053, the board shall adopt rules that provide for the
1-41 supervision of the pharmacy by a pharmacist. Supervision under the
1-42 board rules must require at least continuous supervision by a
1-43 pharmacist according to the needs of the pharmacy.

1-44 SECTION 4. This Act takes effect September 1, 2003.

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