

By: Davis of Harris, Dawson

H.B. No. 2912

Substitute the following for H.B. No. 2912:

By: Dawson

C.S.H.B. No. 2912

A BILL TO BE ENTITLED

AN ACT

relating to the performance of certain professional activities of dietitians acting under medical orders.

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

SECTION 1. Subchapter H, Chapter 701, Occupations Code, is amended by adding Sections 701.354, 701.355, and 701.356 to read as follows:

Sec. 701.354. MEDICAL PROTOCOLS. Notwithstanding any other law, a person licensed under this chapter acting within the scope of the person's license and consistent with medical direction or authorization as provided by Section 701.356 may accept, transcribe into a patient's medical record, or transmit verbal or electronically transmitted orders, including medication orders, from a physician to another authorized health care professional relating to the implementation or provision of medical nutrition therapy and related medical protocols for a patient or a group of patients.

Sec. 701.355. LABORATORY TESTS. Notwithstanding any other law, a person licensed under this chapter acting within the scope of the person's license and consistent with medical direction or authorization as provided by Section 701.356 may order medical laboratory tests relating to the implementation or provision of medical nutrition therapy and related medical protocols for a patient or a group of patients.

1 Sec. 701.356. MEDICAL DIRECTION OR AUTHORIZATION. A
2 medical direction or authorization required by Section 701.354 or
3 701.355 must be issued in accordance with Subchapter A, Chapter
4 157, and rules adopted by the Texas State Board of Medical Examiners
5 under that subchapter and must be provided as follows:

6 (1) in a health care facility, through a physician's
7 order, standing medical order, standing delegation order, or
8 medical protocol; or

9 (2) in a private practice setting, through a
10 physician's order, standing medical order, or standing delegation
11 order of the referring physician.

12 SECTION 2. This Act takes effect immediately if it receives
13 a vote of two-thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2005.