

By: Laubenberg

H.B. No. 2037

A BILL TO BE ENTITLED

AN ACT

relating to automated pharmacy systems.

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

SECTION 1. Sections 562.109(a), (b), (d), and (e), Occupations Code, are amended to read as follows:

(a) In this section, "automated pharmacy system" means a mechanical system that:

- (1) dispenses prescription drugs; ~~and~~
- (2) delivers completed prescription drug orders; and
- (3) maintains related transaction information.

(b) A Class A or Class C pharmacy may provide pharmacy services through an automated pharmacy system in a facility that is not at the same location as the Class A or Class C pharmacy. The pharmacist in charge of the Class A or Class C pharmacy is responsible for filling and loading the storage containers for:

- (1) medication stored in bulk at the facility; or
- (2) completed prescription drug orders.

(d) An automated pharmacy system may be located only at:

- (1) a health care facility regulated by the state; or
- (2) in a secure location approved by the board.

(e) The board shall adopt rules regarding the use of an automated pharmacy system under this section, including:

- (1) the types of health care facilities or secure locations at which an automated pharmacy system may be located[7

1 ~~which shall include a facility regulated under Chapter 142, 242, or~~
2 ~~252, Health and Safety Code];~~

3 (2) recordkeeping requirements; [~~and~~]

4 (3) security requirements; and

5 (4) patient counseling requirements.

6 SECTION 2. This Act takes effect September 1, 2007.