

1-1 By: Anderson (Senate Sponsor - Hegar) H.B. No. 2346
1-2 (In the Senate - Received from the House May 3, 2007;
1-3 May 7, 2007, read first time and referred to Subcommittee on
1-4 Agriculture, Rural Affairs and Coastal Resources; May 19, 2007,
1-5 reported favorably from Committee on Natural Resources by the
1-6 following vote: Yeas 11, Nays 0; May 19, 2007, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the authority of a veterinarian to fill certain
1-10 prescriptions in an emergency.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 801.362(a), Occupations Code, is amended
1-13 to read as follows:

1-14 (a) A veterinarian may dispense a drug, other than a
1-15 controlled substance, prescribed by another veterinarian,
1-16 including a veterinarian licensed in another state, if:

1-17 (1) failure to dispense the drug could interrupt a
1-18 therapeutic regimen or cause a patient to suffer;

1-19 (2) the prescribing veterinarian informs the
1-20 dispensing veterinarian that the drug is appropriate and necessary
1-21 for the animal;

1-22 (3) the quantity of the dispensed drug does not exceed
1-23 a five-day supply for each animal annually;

1-24 (4) the annual total of dosage units of drugs
1-25 dispensed under this subsection is not more than five percent of the
1-26 total dosage units of drugs the veterinarian dispenses in a year;
1-27 and

1-28 (5) the veterinarian maintains records of dispensing
1-29 activities under this section consistent with board rules.

1-30 SECTION 2. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2007.

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