

By: Hopson

H.B. No. 2881

A BILL TO BE ENTITLED

AN ACT

relating to the definition of compounding in the preparation of a drug or device by a pharmacist.

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

SECTION 1. Subdivision (9), Section 551.003, Occupations Code, is amended to read as follows:

(9)(A) "Compounding" means the preparation, mixing, assembling, packaging, or labeling of a drug or device:

(i) (i) ~~[(A)]~~ as the result of a practitioner's prescription drug order based on the practitioner-patient-pharmacist relationship in the course of professional practice;

(ii) (ii) ~~[(B)]~~ for administration to a patient by a practitioner as the result of a practitioner's initiative based on the practitioner-patient-pharmacist relationship in the course of professional practice;

(iii) (iii) ~~[(C)]~~ in anticipation of a prescription drug order based on a routine, regularly observed prescribing pattern; or

(iv) (iv) ~~[(D)]~~ for or as an incident to research, teaching, or chemical analysis and not for selling or dispensing, except as allowed under Section 562.154 or Chapter 563.

(B) The term does not include the reconstitution of commercial products or the addition of flavoring to a commercial

1 product, provided the addition of flavoring is in accordance with
2 board rules.

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