

By: Leibowitz, Naishtat, Shelton, Bolton

H.B. No. 19

A BILL TO BE ENTITLED

AN ACT

relating to requirements for drugs dispensed by pharmacists.

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

SECTION 1. Section 562.006, Occupations Code, is amended by adding Subsections (a-1), (a-2), and (a-3) to read as follows:

(a-1) In addition to the information required by Subsection (a), the label on the dispensing container of a drug dispensed by a Class A or Class E pharmacy must indicate:

(1) the name, address, and telephone number of the pharmacy;

(2) the date the prescription is dispensed;

(3) the name of the prescribing practitioner;

(4) the name of the patient or, if the drug was prescribed for an animal, the species of the animal and the name of the owner;

(5) instructions for use;

(6) the quantity dispensed;

(7) if the drug is dispensed in a container other than the manufacturer's original container, the date after which the prescription should not be used, determined according to criteria established by board rule based on standards in the United States Pharmacopeia-National Formulary; and

(8) any other information required by board rule.

(a-2) The information required by Subsection (a-1)(7) may

1 be recorded on any label affixed to the dispensing container.

2 (a-3) Subsection (a-1) does not apply to a prescription
3 dispensed to a person at the time of release from prison or jail if
4 the prescription is for not more than a 10-day supply of medication.

5 SECTION 2. Section 562.0061, Occupations Code, is amended
6 to read as follows:

7 Sec. 562.0061. OTHER PRESCRIPTION INFORMATION. The board
8 shall adopt rules specifying the information a pharmacist must
9 provide to a consumer when dispensing a prescription to the
10 consumer for self-administration. The information must ~~be~~:

- 11 (1) be written in plain language;
- 12 (2) be relevant to the prescription; ~~and~~
- 13 (3) be printed in an easily readable font size; and
- 14 (4) include the statement "Do not flush unused
15 medications or pour down a sink or drain."

16 SECTION 3. Not later than January 1, 2010, the Texas State
17 Board of Pharmacy shall adopt any rules necessary to implement
18 Section 562.006(a-1), Occupations Code, as added by this Act.

19 SECTION 4. Section 562.006(a-1), Occupations Code, as added
20 by this Act, applies only to a drug dispensed on or after June 1,
21 2010.

22 SECTION 5. This Act takes effect September 1, 2009.