

By: Anderson

H.B. No. 2765

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of a veterinarian to fill certain
3 prescriptions in an emergency.

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

5 SECTION 1. Section 801.362(a), Occupations Code, is amended
6 to read as follows:

7 (a) A veterinarian may dispense a drug, other than a
8 controlled substance, prescribed by another veterinarian,
9 including a veterinarian licensed in another state, if:

10 (1) failure to dispense the drug could interrupt a
11 therapeutic regimen or cause a patient to suffer;

12 (2) the prescribing veterinarian informs the
13 dispensing veterinarian that the drug is appropriate and necessary
14 for the animal;

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

17 (4) the annual total of dosage units of drugs
18 dispensed under this subsection is not more than five percent of the
19 total dosage units of drugs the veterinarian dispenses in a year;
20 and

21 (5) the veterinarian maintains records of dispensing
22 activities under this section consistent with board rules.

23 SECTION 2. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.