

1-1 By: Orr, et al. (Senate Sponsor - Campbell) H.B. No. 3749
1-2 (In the Senate - Received from the House May 19, 2025;
1-3 May 19, 2025, read first time and referred to Committee on Health &
1-4 Human Services; May 23, 2025, reported favorably by the following
1-5 vote: Yeas 9, Nays 0; May 23, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the regulation of the provision of elective intravenous
1-20 therapy.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. This Act shall be known as Jenifer's Law.

1-23 SECTION 2. Subtitle B, Title 3, Occupations Code, is
1-24 amended by adding Chapter 172 to read as follows:

1-25 CHAPTER 172. PROVISION OF ELECTIVE INTRAVENOUS THERAPY

1-26 SUBCHAPTER A. GENERAL PROVISIONS

1-27 Sec. 172.001. DEFINITIONS. In this chapter:

1-28 (1) "Advanced practice registered nurse" has the
1-29 meaning assigned by Section 301.152.

1-30 (2) "Elective intravenous therapy" means a procedure:
1-31 (A) to administer fluids, nutrients,
1-32 medications, or blood directly into a patient's bloodstream through
1-33 a vein;

1-34 (B) that is sought by the patient to alleviate
1-35 symptoms of temporary discomfort or improve temporary wellness; and

1-36 (C) that is not administered in:

1-37 (i) a physician's office;

1-38 (ii) a health facility licensed under

1-39 Subtitle B, Title 4, Health and Safety Code;

1-40 (iii) a mental hospital licensed under

1-41 Chapter 577, Health and Safety Code; or

1-42 (iv) a hospital maintained or operated by

1-43 this state.

1-44 (3) "Physician assistant" means a person who holds a
1-45 license issued under Chapter 204.

1-46 (4) "Registered nurse" means a person licensed by the

1-47 Texas Board of Nursing to practice professional nursing.

1-48 SUBCHAPTER B. ELECTIVE INTRAVENOUS THERAPY

1-49 Sec. 172.051. DELEGATION OF PRESCRIBING OR ORDERING

1-50 ELECTIVE INTRAVENOUS THERAPY. (a) A physician may delegate the act

1-51 of prescribing or ordering elective intravenous therapy to:

1-52 (1) a physician assistant acting under adequate

1-53 physician supervision; or

1-54 (2) an advanced practice registered nurse acting under

1-55 adequate physician supervision.

1-56 (b) A physician may delegate the act of administering

1-57 elective intravenous therapy to:

1-58 (1) a physician assistant acting under adequate

1-59 physician supervision;

1-60 (2) an advanced practice registered nurse acting under

1-61 adequate physician supervision; or

(3) a registered nurse acting under adequate physician supervision.

(c) A physician's authority to delegate the act of prescribing or ordering elective intravenous therapy is subject to Subchapter B, Chapter 157.

(d) A prescriptive authority agreement relating to elective intravenous therapy is included in the maximum number of prescriptive authority agreements authorized under Section 157.0512(c). The exception provided in Section 157.0512(d) does not apply to a prescriptive authority agreement relating to elective intravenous therapy.

SECTION 3. The changes in law made by this Act apply to the performance of a medical act on or after the effective date of this Act under a physician's delegation, regardless of:

(1) the manner in which the delegation is made; and

(2) whether the delegation is made before, on, or after the effective date of this Act.

SECTION 4. This Act takes effect September 1, 2025.

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