

By: Hughes

S.B. No. 1732

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the prescribing and ordering of Schedule II controlled
3 substances in a narcotic drug treatment program by certain advanced
4 practice registered nurses and physician assistants.

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

6 SECTION 1. Section 157.0511(b-1), Occupations Code, is
7 amended to read as follows:

8 (b-1) A physician may delegate the prescribing or ordering
9 of a controlled substance listed in Schedule II as established by
10 the commissioner of the Department of State Health Services under
11 Chapter 481, Health and Safety Code, only:

12 (1) in a hospital facility-based practice under
13 Section 157.054, in accordance with policies approved by the
14 hospital's medical staff or a committee of the hospital's medical
15 staff as provided by the hospital bylaws to ensure patient safety,
16 and as part of the care provided to a patient who:

17 (A) has been admitted to the hospital for an
18 intended length of stay of 24 hours or greater; or

19 (B) is receiving services in the emergency
20 department of the hospital; ~~or~~

21 (2) as part of the plan of care for the treatment of a
22 person who has executed a written certification of a terminal
23 illness, has elected to receive hospice care, and is receiving
24 hospice treatment from a qualified hospice provider; or

1 (3) as part of a narcotic drug treatment program that
2 has been issued a permit under Chapter 466, Health and Safety Code.

3 SECTION 2. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2025.