

BILL ANALYSIS

Senate Research Center

S.B. 1774
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Health & Human Services
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As Filed

DIGEST

Currently, Texas law does not provide for a special pharmacy license regulating pharmacy services in long-term care facilities or permitting a pharmacy to possess dangerous drugs at any location other than the address on the pharmacy license. This legislation creates a Class S pharmacy license, or long-term care pharmacy license, which allows the license holder to maintain a supply of dangerous drugs and controlled substances at a long-term care facility. In addition, S.B. 1774 sets forth the terms by which Class S and L pharmacies are required to be under continuous supervision.

PURPOSE

As proposed, S.B. 1774 creates a long-term care pharmacy and long-term care satellite pharmacy license.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 242.161, Health and Safety Code, to provide that a pharmacy is entitled to maintain a supply of controlled substances and dangerous drugs for a resident's immediate therapeutic needs, provided the supply of drugs is maintained in compliance with the Texas Pharmacy Act. Requires the administration of the controlled substances and dangerous drugs authorized in this section to comply with all applicable laws.

SECTION 2. Amends Section 5, Article 4542a-1, V.T.C.S. (Texas Pharmacy Act), to define "Class S pharmacy license." Makes conforming changes.

SECTION 2. Amends Sections 29(b) and (c), Article 4542a-1, V.T.C.S., to require each pharmacy to be under the supervision of a pharmacist such that a Class L pharmacy shall be under the continuous on-site supervision of a pharmacist during the time it is open for pharmacy services; and a Class S pharmacy shall be under the continuous supervision of a pharmacist whose services shall be required according to the needs of the pharmacy.

SECTION 3. Effective date: September 1, 1997.

SECTION 4. Emergency clause.