

BILL ANALYSIS

Senate Research Center

C.S.S.B. 1086
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Health Services
4/21/1999
Committee Report (Amended)

DIGEST

Currently, the Texas Board of Pharmacy (board) is authorized to license community pharmacies, nuclear pharmacies, hospital pharmacies, or other licensed inpatient facilities and clinics. The board needs authority to establish other classes of pharmacies when needed to protect the health, safety, and welfare of Texan citizens, given the rapid changes in technology and continual changes in the healthcare service delivery system. C.S.S.B. 1086 would set forth provisions authorizing the creation of a new class of pharmacy.

PURPOSE

As proposed, C.S.S.B. 1086 sets forth provisions authorizing the creation of a new class of pharmacy.

RULEMAKING AUTHORITY

Rulemaking authority is granted to the Texas State Board of Pharmacy in SECTION 1 (Subsections (c) (6) and (h), Article 4542a-1, V.T.C.S. (Texas Pharmacy Act)) of this bill.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article 4542a-1, V.T.C.S. (Texas Pharmacy Act), by amending Subsections (b) and (c), and adding Subsection (h), to require each pharmacy to apply for a license in or more classifications, including another class of pharmacy established by the Texas State Board of Pharmacy (board) under this section. Requires certain pharmacies to be under the supervision of certain pharmacists, including for any class of pharmacy established by the board under this section, and requires the board, by rule, for any class of pharmacy established by the board under this section, to require the continuous on-site supervision of a pharmacist during the time it is open for pharmacy services. Authorizes the board, by rule, to establish an additional class of pharmacy license under certain board determinations. Provides that anything in this Act shall require any pharmacy to obtain an additional class of license for services the pharmacy is currently providing.

SECTION 2. Effective date: September 1, 1999.

SECTION 3. Emergency clause.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Amends Article 4542a-1, V.T.C.S., to require certain pharmacies to be under the supervision of certain pharmacists, including for any class of pharmacy established by the board under this section, and requires the board, by rule, for any class of pharmacy established by the board under this section, to require the continuous on-site supervision of a pharmacist during the time it is open for pharmacy services, rather than to determine the amount of pharmacist supervision necessary for that class, which may not be less than continuous supervision by a pharmacist. Provides that nothing in this act shall require any pharmacy to obtain an additional class of license for services the pharmacy is currently providing.