

## **BILL ANALYSIS**

Senate Research Center  
78R13461 JMM-D

C.S.S.B. 1315  
By: Van de Putte  
Health & Human Services  
4/27/2003  
Committee Report (Substituted)

### **DIGEST AND PURPOSE**

Current Texas law does not permit the Texas State Board of Pharmacy (TSBP) the flexibility to establish new classes of pharmacy licenses under any conditions. C.S.S.B. 1315 allows TSBP to issue a new class of pharmacy license if TSBP determines it necessary based on certain conditions.

### **RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Texas State Board of Pharmacy in SECTION 2 (Section 560.053, Occupations Code) and SECTION 3 (Section 562.101, Occupations Code) of this bill.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 560.051(a), Occupations Code, to add a new Subdivision (6) relating to the classifications for a pharmacy license.

SECTION 2. Amends Subchapter B, Chapter 560, Occupations Code, by adding Section 560.053, as follows:

Sec. 560.053. ESTABLISHMENT OF ADDITIONAL PHARMACY CLASSIFICATIONS. Requires the Texas State Board of Pharmacy (TSBP) by rule to establish classifications of pharmacy licenses in addition to the classifications under Section 560.051 if it determines that certain criteria are met.

SECTION 3. Amends Section 562.101, Occupations Code, by adding Subsection (g) to require TSBP, for a pharmacy license classification established under Section 560.563, to adopt rules that provide for the supervision of the pharmacy by a pharmacist. Requires supervision under the board rules to require at least continuous supervision by a pharmacist according to the needs of the pharmacy.

SECTION 4. Effective date: September 1, 2003.