

HB 3008 -- PRACTICE OF PHARMACY

SPONSOR: Cook

This bill adds to the practice of pharmacy the prescribing of drugs and devices for any of the following conditions:

- (1) A condition that does not require a new diagnosis;
- (2) A condition that is minor and generally self-limiting;
- (3) A condition for which a test waived under the Clinical Laboratory Improvement Amendments of 1988 is used to guide diagnosis or clinical decision-making; or
- (4) A condition that is an emergency for the patient in the professional judgment of the pharmacist;

This bill specifies that, in order to determine whether a specific act is within the scope of the practice of pharmacy in or into this state, or whether an act can be delegated to other individuals under the supervision of a licensee or registrant, the licensee or registrant must independently determine whether the act is:

- (1) Expressly prohibited by:
 - (a) State laws for pharmacists; or
 - (b) Any applicable state or federal laws;
- (2) Consistent with the education, training, and experience of the licensee or registrant; and
- (3) Within the accepted standard of care that would be provided in a similar setting by a reasonable and prudent licensee or registrant with similar education, training, and experience.