Chapter 38

AN ACT 1 relating to the frequency and location of certain meetings required 2 3 by a prescriptive authority agreement. BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 4 SECTION 1. Sections 157.0512(e) and (f), Occupations Code, 5 6 are amended to read as follows: (e) A prescriptive authority agreement must, at a minimum: 7 (1) be in writing and signed and dated by the parties 8 9 to the agreement; 10 (2) state the name, address, and all professional license numbers of the parties to the agreement; 11 12 (3) state the nature of the practice, practice locations, or practice settings; 13 (4) identify the types or categories of drugs or 14 devices that may be prescribed or the types or categories of drugs 15 or devices that may not be prescribed; 16 17 (5)provide a general plan for addressing consultation and referral; 18 19 (6)provide a plan for addressing patient emergencies; 20 (7)state the general process for communication and the sharing of information between the physician and the advanced 21 practice registered nurse or physician assistant to whom the 22 23 physician has delegated prescriptive authority related to the care and treatment of patients; 24

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if alternate physician supervision is to be 1 (8)utilized, designate one or more alternate physicians who may: 2 provide appropriate supervision 3 (A) on а temporary basis in accordance with the requirements established by 4 the prescriptive authority agreement and the requirements of this 5 subchapter; and 6 (B) participate in the prescriptive authority 7 quality assurance and improvement plan meetings required under this 8 section; and 9 10 (9)describe а prescriptive authority quality assurance and improvement plan and specify methods for documenting 11 the implementation of the plan that include the following: 12 13 (A) chart review, with the number of charts to be reviewed determined by the physician and advanced practice 14 15 registered nurse or physician assistant; and 16 (B) [if the agreement is between a physician and an advanced practice registered nurse, periodic [face-to-face] 17 meetings between the advanced practice registered nurse or 18 physician assistant and the physician [at a location determined by 19 the physician and the advanced practice registered nurse; and 20 [(C) if the agreement is between a physician and 21 a physician assistant, periodic meetings between the physician 22 23 assistant and the physician]. 24 (f) The periodic [face-to-face] meetings described by Subsection (e)(9)(B) must: 25 26 (1)include: 27 (A) the sharing of information relating to

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1 SECTION 2. Section 157.0512(f-1), Occupations Code, is
2 repealed.

3 SECTION 3. Section 157.0512, Occupations Code, as amended 4 by this Act, applies only to a prescriptive authority agreement 5 entered into on or after the effective date of this Act. An 6 agreement entered into before the effective date of this Act is 7 governed by the law in effect on the date the agreement was entered 8 into, and the former law is continued in effect for that purpose.

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SECTION 4. This Act takes effect September 1, 2019.

President of the Senate

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Speaker of the House

I certify that H.B. No. 278 was passed by the House on April 12, 2019, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 278 was passed by the Senate on May 3, 2019, by the following vote: Yeas 31, Nays P.

Secretary of the Senate

APPROVED: -16 - 2019

Date

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FILED IN THE OFFICE OF THE SECRETARY OF STATE 8:35 pm O'CLOCK