

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-1031.01 Kristen Forrestal x4217

HOUSE BILL 18-1313

HOUSE SPONSORSHIP

Ginal,

SENATE SPONSORSHIP

Aguilar and Priola,

House Committees

Health, Insurance, & Environment

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE ALLOWANCE OF A PHARMACIST TO SERVE AS A
102 PRACTITIONER UNDER CERTAIN CIRCUMSTANCES.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill clarifies that a licensed and qualified pharmacist may serve as a practitioner and prescribe over-the-counter medication under the "Colorado Medical Assistance Act" and a statewide drug therapy protocol pursuant to a collaborative pharmacy practice agreement.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 12-42.5-102, **amend**
3 the introductory portion, (27), and (32) as follows:

4 **12-42.5-102. Definitions.** As used in this article **42.5**, unless the
5 context otherwise requires or the term is otherwise defined in another part
6 of this article **42.5**:

7 (27) (a) "Pharmaceutical care" means the provision of drug
8 therapy and other pharmaceutical patient care services by a pharmacist
9 intended to achieve outcomes related to the cure or prevention of a
10 disease, elimination or reduction of a patient's symptoms, or arresting or
11 slowing of a disease process. In addition to the preparation, dispensing,
12 and distribution of medications, "pharmaceutical care" may include
13 assessment and evaluation of the patient's medication-related needs and
14 development and communication of a therapeutic plan with defined
15 outcomes in consultation with the patient and the patient's other health
16 care professionals to attain the desired outcome. This function includes
17 efforts to prevent, detect, and resolve medication-related problems for
18 individual patients. ~~"Pharmaceutical care" does not include prescriptive~~
19 ~~authority, except that a pharmacist may prescribe only over-the-counter~~
20 ~~medications to a recipient under the "Colorado Medical Assistance Act"~~
21 ~~as authorized pursuant to section 25.5-5-322, C.R.S.~~

22 (b) "PHARMACEUTICAL CARE" ALSO MEANS THE PARTICIPATION IN
23 A COLLABORATIVE PHARMACY PRACTICE AGREEMENT AS DEFINED IN
24 SECTION 12-42.5-601 AND THE PRESCRIBING OF OVER-THE-COUNTER
25 MEDICATIONS TO A RECIPIENT UNDER THE "COLORADO MEDICAL
26 ASSISTANCE ACT" AS AUTHORIZED PURSUANT TO SECTION 25.5-5-322.

27 (32) "Practitioner" means a person authorized by law to prescribe

1 any drug or device, acting within the scope of such authority, INCLUDING
2 A PHARMACIST WHO IS PARTICIPATING WITHIN THE PARAMETERS OF A
3 STATEWIDE DRUG THERAPY PROTOCOL PURSUANT TO A COLLABORATIVE
4 PHARMACY PRACTICE AGREEMENT AS DEFINED IN SECTION 12-42.5-601
5 (1)(b), OR PRESCRIBING OVER-THE-COUNTER MEDICATIONS PURSUANT TO
6 SECTION 25.5-5-322.

7 **SECTION 2. Safety clause.** The general assembly hereby finds,
8 determines, and declares that this act is necessary for the immediate
9 preservation of the public peace, health, and safety.