

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**



HOUSE BILL 18-1313

BY REPRESENTATIVE(S) Ginal and Becker J., Winkler;  
also SENATOR(S) Aguilar and Priola, Crowder, Fields, Gardner, Jahn,  
Kefalas, Marble, Merrifield, Tate, Todd, Zenzinger.

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

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

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

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

(27) "Pharmaceutical care" means the provision of drug therapy and  
other pharmaceutical patient care services by a pharmacist intended to  
achieve outcomes related to the cure or prevention of a disease, elimination  
or reduction of a patient's symptoms, or arresting or slowing of a disease  
process. In addition to the preparation, dispensing, and distribution of  
medications, "pharmaceutical care" may include assessment and evaluation  
of the patient's medication-related needs and development and

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*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes  
through words indicate deletions from existing statutes and such material not part of act.*

communication of a therapeutic plan with defined outcomes in consultation with the patient and the patient's other health care professionals to attain the desired outcome. This function includes efforts to prevent, detect, and resolve medication-related problems for individual patients. "Pharmaceutical care" does not include prescriptive authority; except that a pharmacist may prescribe only over-the-counter medications to a recipient under the "Colorado Medical Assistance Act" as authorized pursuant to section 25.5-5-322 ~~C.R.S.~~ OR PURSUANT TO A COLLABORATIVE PHARMACY PRACTICE AGREEMENT AS DEFINED IN SECTION 12-42.5-601 (1)(b).

(32) "Practitioner" means a person authorized by law to prescribe any drug or device, acting within the scope of such authority, INCLUDING A PHARMACIST WHO IS PARTICIPATING WITHIN THE PARAMETERS OF A STATEWIDE DRUG THERAPY PROTOCOL PURSUANT TO A COLLABORATIVE PHARMACY PRACTICE AGREEMENT AS DEFINED IN SECTION 12-42.5-601 (1)(b), OR PRESCRIBING OVER-THE-COUNTER MEDICATIONS PURSUANT TO SECTION 25.5-5-322.

**SECTION 2. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018

and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

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Crisanta Duran  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Kevin J. Grantham  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO