

**Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 18-1031.01 Kristen Forrestal x4217

**HOUSE BILL 18-1313**

---

**HOUSE SPONSORSHIP**

**Ginal and Becker J.,**

**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) "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.~~ OR PURSUANT TO A  
22 COLLABORATIVE PHARMACY PRACTICE AGREEMENT AS DEFINED IN  
23 SECTION 12-42.5-601 (1)(b).

24 (32) "Practitioner" means a person authorized by law to prescribe  
25 any drug or device, acting within the scope of such authority, INCLUDING  
26 A PHARMACIST WHO IS PARTICIPATING WITHIN THE PARAMETERS OF A  
27 STATEWIDE DRUG THERAPY PROTOCOL PURSUANT TO A COLLABORATIVE

1 PHARMACY PRACTICE AGREEMENT AS DEFINED IN SECTION 12-42.5-601  
2 (1)(b), OR PRESCRIBING OVER-THE-COUNTER MEDICATIONS PURSUANT TO  
3 SECTION 25.5-5-322.

4 **SECTION 2. Act subject to petition - effective date.** This act  
5 takes effect at 12:01 a.m. on the day following the expiration of the  
6 ninety-day period after final adjournment of the general assembly (August  
7 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a  
8 referendum petition is filed pursuant to section 1 (3) of article V of the  
9 state constitution against this act or an item, section, or part of this act  
10 within such period, then the act, item, section, or part will not take effect  
11 unless approved by the people at the general election to be held in  
12 November 2018 and, in such case, will take effect on the date of the  
13 official declaration of the vote thereon by the governor.