

CHAPTER 384

PROFESSIONS AND OCCUPATIONS

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.

AN ACT**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 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

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.

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.

Approved: June 6, 2018