

1 HLS/SLS 22-

2 Regular Session, 2022

3 House/Senate Bill No. _____

4 By Representative/Senator _____

5
6 HEALTH CARE: Provides relative to collaborative practice by pharmacists.

7
8 AN ACT

9
10 To amend and reenact R.S. 37:1164(39), relative to pharmacy collaborative drug therapy
11 management, to enact R.S. 37:1164(60), relative to collaborative practice agreement, and
12 to enact R.S. 37:1220, relative to collaborative practice by pharmacists.

13 Be it enacted by the Legislature of Louisiana:

14 Section 1. R.S. 37:1164(39) is hereby amended and reenacted and R.S. 37:1164(60) is
15 hereby enacted to read as follows:

16 §1164. Definitions

17 As used in this Chapter, the following terms have the meaning ascribed to them by this
18 Section:

19 * * *

20 (39)(a) ~~“Pharmacy collaborative drug therapy management” means that practice whereby~~
21 ~~a pharmacist or pharmacists have, on a voluntary basis, agreed to manage the~~
22 ~~disease-specific drug therapy of a patient under written protocol, working in~~
23 ~~conjunction with a physician licensed to practice medicine by the Louisiana State~~
24 ~~Board of Medical Examiners. Pharmacy collaborative drug therapy management~~

25 ~~does not include the substitution by the pharmacist of a product that is not an~~
26 ~~equivalent drug product to the product originally prescribed by the physician or~~
27 ~~practitioner without the explicit consent of the physician or practitioner. Any~~
28 ~~pharmacy collaborative drug therapy management protocol shall adhere to rules~~
29 ~~and regulations promulgated by the board.~~

30 ~~(b) (i) — The Louisiana State Board of Medical Examiners and the Louisiana Board~~
31 ~~of Pharmacy shall initiate the rulemaking process in accordance with the~~
32 ~~provisions of the Administrative Procedure Act by publishing their~~
33 ~~respective notices of intent no later than one hundred twenty days~~
34 ~~following August 15, 2006.~~

35 ~~(ii) — If both boards have not initiated the rulemaking process in accordance~~
36 ~~with the provisions of the Administrative Procedure Act by publishing~~
37 ~~their respective notices of intent by one hundred twenty days following~~
38 ~~August 15, 2006, then the board shall appoint a committee composed of~~
39 ~~three physicians and three pharmacists, the physicians by the Louisiana~~
40 ~~State Board of Medical Examiners and the pharmacists by the Louisiana~~
41 ~~Board of Pharmacy. The committee shall complete the drafting process no~~
42 ~~later than one hundred eighty days following August 15, 2006.~~

43 ~~(iii) — If the boards have not initiated the rulemaking process in accordance with~~
44 ~~the provisions of the Administrative Procedure Act by publishing their~~
45 ~~respective notices of intent by one hundred eighty days following August~~
46 ~~15, 2006, then the Louisiana Board of Pharmacy shall have the authority~~
47 ~~to promulgate the rule required in R.S. 37:1164(37) independently of the~~
48 ~~Louisiana Board of Medical Examiners.~~

(39) “Collaborative practice” is that practice of pharmacy whereby one or more pharmacists have jointly agreed, on a voluntary basis, to work in conjunction with one or more practitioners to provide patient care services under protocol to achieve optimal medication use and desired patient outcomes. Collaborative practice activities shall comply with administrative rules promulgated by the board.

(60) “Collaborative practice agreement” is a written and signed agreement between one or more pharmacists and one or more practitioners that provides for collaborative practice as defined in this Chapter.

Section 2. R.S. 37:1220 is hereby enacted to read as follows:

§1220. Collaborative practice

A. A pharmacist holding an active and unrestricted license issued by the board may, independently or in conjunction with one or more similarly licensed pharmacists, engage in collaborative practice with one or more practitioners in accordance with a collaborative practice agreement, subject to administrative rules promulgated by the board.

Section 3. The Louisiana State Law Institute is hereby authorized and directed to alphabetize the entries in R.S. 37:1164.

[END]