



LEGISLATIVE TRACKING REPORT

** PHARMACY **

02-22-2019 - 10:23:31

Pharmacy		
 HB 220	Gervin-Hawkins, Barbara(D)	Relating to reimbursement of health care providers under Medicaid. Remarks: Requires the commission to establish a process for health care providers to negotiate with a managed care organization reimbursement rates that are comparable to prevailing market rates. Also add a prompt payment provision for providers. Bill History: 02-19-19 H Introduced and referred to committee on House Human Services
 HB 415	Guerra, Bobby(D)	Relating to the procedure for adoption by a state agency of rules that may have an adverse economic effect on small businesses, micro-businesses, and rural communities. Bill History: 02-20-19 H Introduced and referred to committee on House State Affairs
 HB 437	Shaheen, Matt(R)	Relating to allowing Medicaid managed care organizations to adopt their own drug formularies. Bill History: 02-20-19 H Introduced and referred to committee on House Public Health
 HB 460	Shaheen, Matt(R)	Relating to the dispensing of certain drugs by physicians. Remarks: Allows a physician to sell any prescription drug directly to patients and to charge a dispensing fee. Repeals the current law allowing physician dispensing at no profit. Bill History: 02-20-19 H Introduced and referred to committee on House Public Health
 HB 536	Thierry, Shawn(D)	Relating to distinctive packaging for opioid drugs. Remarks: Requiring an opioid prescription to be dispensed with a "distinctive red cap" or in a container "bearing a conspicuous red label" would have the unintended consequence of making it incredibly

easy for individuals intent on stealing or diverting opioid prescriptions to identify patients and/or prescriptions to target.

Bill History: 02-20-19 H Introduced and referred to committee on House Public Health

 **HB 562** Thierry, Shawn(D) Relating to warning labels for opioid prescription drugs.

Remarks: Prohibits a pharmacist from dispensing or delivering an opioid prescription without a warning label required by board rule.

Bill History: 02-20-19 H Introduced and referred to committee on House Public Health

 **HB 563** Thierry, Shawn(D) Relating to an acknowledgement on receipt of an opioid prescription drug.

Remarks: Prohibits a pharmacist from dispensing or delivering an opioid without: 1)providing to the person taking possession of the opioid the acknowledgement form, 2)providing a warning about the risks of opioid addiction and overdose, 3)receiving from that person a signed acknowledgement form, and 4)maintaining the signed acknowledgement form.

Bill History: 02-20-19 H Introduced and referred to committee on House Public Health

 **HB 577** Thompson, Senfronia(D) Relating to dispenser requirements for refilling prescriptions for certain controlled substances.

Companions: **SB 420** Buckingham, Dawn (Identical)
2-14-19 S Introduced and referred to committee on Senate Health and Human Services

Remarks: Removes the requirement that pharmacists check the PMP database prior to refilling certain prescriptions.

Bill History: 02-20-19 H Introduced and referred to committee on House Public Health

 **HB 697** Blanco, Cesar(D) Relating to required prescription drug cost and rebate reporting.

Bill History: 02-21-19 H Introduced and referred to committee on House Public Health

 **HB 698** Blanco, Cesar(D) Relating to certain protected practices of pharmacists and pharmacies regarding amounts charged for prescription drugs.

Remarks: "Gag Order" Bill - States that an issuer of a health benefit plan that covers prescription drugs or a pharmacy benefit manager may not, as a condition of a contract prohibit or penalize a pharmacist or pharmacy for: informing an enrollee that the amount the pharmacist or pharmacy charges for a prescription drug is less than the enrollee's copayment, deductible, or coinsurance for the drug or otherwise providing information to the enrollee regarding the cost of the drug; or selling a prescription drug covered by the plan for an amount that is less than the enrollee's copayment, deductible, or coinsurance for the drug under the plan.

Bill History: 02-21-19 H Introduced and referred to committee on House Insurance

 **HB 927** White, James(R)

Relating to the practice of certain advanced practice registered nurses in certain rural counties.

Remarks: Authorizes An advanced practice registered nurse to prescribe and order-controlled substances in certain rural counties and prescribe and order Schedule II drugs only in a hospital facility-based practice in accordance with policies approved by the hospital's medical staff bylaws.

Bill History: 01-18-19 H Filed

 **HB 1264** Thompson, Senfronia(D)

Relating to pharmacist communications to prescribing practitioners regarding certain dispensed biological products.

Companions: **SB 759** Buckingham, Dawn (Identical)
2-11-19 S Filed

Remarks: Continues the requirement for a pharmacist to notify a physician when interchanging a bio-similar for a biologic product.

Bill History: 01-31-19 H Filed

 **HB 1273** Zedler, Bill(R)

Relating to denial of payment for preauthorized health care services.

Remarks: Prohibits a health benefit plan from denying or reducing payment to a health care provider for preauthorized health services based on medical necessity or appropriateness of care unless the physician or provider materially misrepresented the proposed health care services or substantially failed to perform the proposed health care service.

Bill History: 01-31-19 H Filed

 HB 1298	Davis, Sarah(R)	Relating to prescription drug cost increases.
	Remarks:	Requires the state to collect and publish data relating to the Wholesale Average Cost of drugs.
	Bill History:	02-01-19 H Filed
 HB 1455	Hunter, Todd(R)	Relating to the audit of wholesale invoices during certain audits of pharmacists and pharmacies.
	Companions:	SB 692 Buckingham, Dawn (Identical) 2- 7-19 S Filed
	Remarks:	Establishes limitations and standards for PBM audits for pharmacy benefits.
	Bill History:	02-06-19 H Filed
 HB 1622	Oliverson, Tom(R)	Relating to the authority of a physician to provide and dispense and to delegate authority to provide and dispense certain drugs.
	Remarks:	The Physician Dispensing Bill, backed by the Family Practice doctors.
	Bill History:	02-12-19 H Filed
 HB 1668	Allison, Steve (F)(R)	Relating to the licensing and regulation of pharmacists and pharmacies.
	Companions:	SB 683 Buckingham, Dawn (Identical) 2- 6-19 S Filed
	Remarks:	Pharmacy Clean-up Bill.
	Bill History:	02-12-19 H Filed
 HB 1706	Oliverson, Tom(R)	Relating to the provision of pharmacy services through a telepharmacy system.
	Bill History:	02-13-19 H Filed
 HB 1757	Lucio III, Eddie(D)	Relating to the authority of an insured to select a pharmacist under the insured's health insurance policy.
	Remarks:	Adds a pharmacist to the list of practitioners in the Insurance code.
	Bill History:	02-13-19 H Filed
 HB 1794	Reynolds, Ron(D)	Relating to price transparency for certain prescription drugs.

		Remarks: Creates a Drug Price Transparency Advisory Committee and requires annual report with pricing data from drug manufacturers. Bill History: 02-14-19 H Filed
 HB 1827	Howard, Donna(D)	Relating to the authority of pharmacists to furnish certain medications. Remarks: Pharmacy Summit's bill to allow a pharmacist to provide patients with certain drugs under a physician's written protocol. Bill History: 02-14-19 H Filed
 HB 2086	Dean, Jay(R)	Relating to a controlled substance disposal program for pharmacies and certain health care facilities. Remarks: Creates a mandatory take-back program for pharmacies and health care facilities. Bill History: 02-20-19 H Filed
 HB 2087	Dean, Jay(R)	Relating to Schedule II controlled substance prescriptions under the Texas Controlled Substances Act. Remarks: Mandatory E-Prescribing for all schedule II drugs with exceptions for emergencies only. Bill History: 02-20-19 H Filed
 HB 2088	Dean, Jay(R)	Relating to providing information regarding safe disposal of controlled substance prescription drugs. Remarks: Requires a pharmacist to provide patients with information on the nearest take-back disposal site with every prescription for a controlled substance. Bill History: 02-20-19 H Filed
 HB 2151	Munoz, Sergio(D)	Relating to the use of extrapolation by a health maintenance organization or an insurer to audit claims. Remarks: Prohibits the use of extrapolation in audits of health providers and requires that any claim of over-payment shall be based upon actual payment numbers. Bill History: 02-21-19 H Filed
 HB 2174	Zerwas, John(R)	Relating to controlled substance prescriptions under the Texas Controlled Substances Act.

		Remarks:	Mandatory E-Prescribing.
		Bill History:	02-21-19 H Filed
 HB 2222	Raymond, Richard(D)	Relating to the administration and oversight of the Medicaid and child health plan programs.	
		Remarks:	Requires a Medicaid Managed Care audit once every 5 years and requires national accreditation.
		Bill History:	02-21-19 H Filed
 HB 2231	Oliverson, Tom(R)	Relating to the practices and operation of pharmacy benefit managers.	
		Remarks:	The Pharmacy Summit's Bill to regulate PBMs in Texas.
		Bill History:	02-21-19 H Filed
 SB 420	Buckingham, Dawn(R)	Relating to dispenser requirements for refilling prescriptions for certain controlled substances.	
		Companions:	HB 577 Thompson, Senfronia (Identical) 2-20-19 H Introduced and referred to committee on House Public Health
		Remarks:	Fixes the oversight of requiring a pharmacist to check the PMP on all refills.
		Bill History:	02-14-19 S Introduced and referred to committee on Senate Health and Human Services
 SB 469	Kolkhorst, Lois(R)	Relating to certain protected disclosures by pharmacists and pharmacies regarding amounts charged for prescription drugs.	
		Remarks:	Another "Gag Order" prohibition bill.
		Bill History:	02-14-19 S Introduced and referred to committee on Senate Business and Commerce
 SB 683	Buckingham, Dawn(R)	Relating to the licensing and regulation of pharmacists and pharmacies.	
		Companions:	HB 1668 Allison, Steve (F) (Identical) 2-12-19 H Filed
		Remarks:	Pharmacy clean-up bill.
		Bill History:	02-06-19 S Filed
 SB 692	Buckingham, Dawn(R)	Relating to the audit of wholesale invoices during certain audits of pharmacists and pharmacies.	
		Companions:	HB 1455 Hunter, Todd (Identical)

		2- 6-19 H Filed
	Remarks:	Establishes limitations and standards for PBM audits for pharmacy benefits.
	Bill History:	02-07-19 S Filed
 SB 759	Buckingham, Dawn(R)	Relating to pharmacist communications to prescribing practitioners regarding certain dispensed biological products.
	Companions:	HB 1264 Thompson, Senfronia (Identical) 1-31-19 H Filed
	Remarks:	Continues the requirement to notify a physician when a biosimilar is interchanged for a biological.
	Bill History:	02-11-19 S Filed
 SB 813	West, Royce(D)	Relating to the prescribing of opioids.
	Remarks:	Limits a prescriber from writing a prescription for more than a 7 day supply of an opioid unless medically necessary and is documented in the patient record. Also requires a pharmacist to partial fill if requested by the patient with the remainder to be filled at a later date.
	Bill History:	02-13-19 S Filed
 SB 835	Miles, Borris(D)	Relating to the authority of pharmacists to furnish certain medications.
	Remarks:	Pharmacy Summit's bill to allow a pharmacist to furnish certain drugs to patients with a physician's written protocol.
	Bill History:	02-14-19 S Filed
 SB 846	Hughes, Bryan(R)	Relating to the contractual relationship between a pharmacist or pharmacy and a health benefit plan issuer or pharmacy benefit manager.
	Remarks:	Requires a PBM who established performance measures for a pharmacy to use nationally recognized performance management tools.
	Bill History:	02-14-19 S Filed

Total Bills: 36