

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 11, 2014
Date

Committee on Public Health Care & Human Services.

After consideration on the merits, the Committee recommends the following:

HB14-1290 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 12-42.5-102, **amend**
4 (39); and **add** (25) (c) and (40.5) as follows:

5 **12-42.5-102. Definitions.** As used in this article, unless the
6 context otherwise requires or the term is otherwise defined in another part
7 of this article:

8 (25) "Other outlet" means:

9 (c) A TELEPHARMACY OUTLET.

10 (39) "Supervision" means that a licensed pharmacist is on the
11 location and readily available to consult with and assist unlicensed
12 personnel performing tasks described in paragraph (b) of subsection (31)
13 of this section. IF THE UNLICENSED PERSON IS A PHARMACY TECHNICIAN
14 LOCATED AT A REGISTERED TELEPHARMACY OUTLET, THE LICENSED
15 PHARMACIST NEED NOT BE PHYSICALLY PRESENT AT THE TELEPHARMACY
16 OUTLET AS LONG AS THE LICENSED PHARMACIST IS CONNECTED TO THE
17 TELEPHARMACY OUTLET VIA COMPUTER LINK, VIDEOLINK, AND
18 AUDIOLINK, OR VIA OTHER TELECOMMUNICATION EQUIPMENT OF
19 EQUIVALENT FUNCTIONALITY, AND IS READILY AVAILABLE TO CONSULT
20 WITH AND ASSIST THE PHARMACY TECHNICIAN IN PERFORMING TASKS
21 DESCRIBED IN PARAGRAPH (b) OF SUBSECTION (31) OF THIS SECTION.

22 (40.5) (a) "TELEPHARMACY OUTLET" MEANS A REMOTE PHARMACY
23 SITE THAT:

1 (I) IS REGISTERED AS AN OTHER OUTLET UNDER THIS ARTICLE;

2 (II) AT THE TIME OF REGISTRATION, IS LOCATED MORE THAN
3 TWENTY MILES FROM THE NEAREST PRESCRIPTION DRUG OUTLET AND
4 FROM ANY OTHER TELEPHARMACY OUTLET REGISTERED UNDER THIS
5 ARTICLE;

6 (III) IS CONNECTED VIA COMPUTER LINK, VIDEOLINK, AND
7 AUDIOLINK WITH A CENTRAL PHARMACY THAT IS REGISTERED UNDER THIS
8 ARTICLE; AND

9 (IV) HAS A PHARMACY TECHNICIAN ON SITE WHO, UNDER THE
10 REMOTE SUPERVISION OF A LICENSED PHARMACIST LOCATED AT THE
11 CENTRAL PHARMACY, PERFORMS THE TASKS DESCRIBED IN PARAGRAPH (b)
12 OF SUBSECTION (31) OF THIS SECTION.

13 (b) THE BOARD MAY ADOPT RULES AS NECESSARY TO SPECIFY
14 ADDITIONAL CRITERIA FOR A TELEPHARMACY OUTLET THAT THE BOARD
15 DEEMS NECESSARY.

16 **SECTION 2. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly (August
19 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a
20 referendum petition is filed pursuant to section 1 (3) of article V of the
21 state constitution against this act or an item, section, or part of this act
22 within such period, then the act, item, section, or part will not take effect
23 unless approved by the people at the general election to be held in
24 November 2014 and, in such case, will take effect on the date of the
25 official declaration of the vote thereon by the governor."

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