

HOUSE AMENDMENTS TO HOUSE BILL 2397

By COMMITTEE ON HEALTH CARE

March 15

1 On page 1 of the printed bill, line 22, after “practitioner” insert “who has prescriptive authority
2 and is”.

3 On page 2, delete lines 15 through 45 and insert:

4 “(6)(a) The board shall establish by rule a formulary of drugs and devices, as recommended by
5 the committee, that a pharmacist may prescribe and dispense to a patient pursuant to a diagnosis
6 by a health care practitioner who has prescriptive authority and who is qualified to make the di-
7 agnosis.

8 “(b) The formulary may include post-diagnostic drugs and devices such as diabetic testing sup-
9 plies, emergency refills of insulin, albuterol inhalers, epinephrine autoinjectors, smoking cessation
10 aids, discharge medications for transitions of care, rapid strep tests and spacers.

11 **“SECTION 2. (1) The State Board of Pharmacy shall convene a Public Health and Phar-
12 macy Formulary Advisory Committee consisting of seven members, appointed by the Gover-
13 nor, for the purpose of advising the board in promulgating rules under ORS 689.645. The
14 committee shall consist of:**

15 **“(a) Two physicians licensed to practice medicine under ORS 677.100 to 677.228;**

16 **“(b) Two advanced practice registered nurses who have prescriptive authority and who
17 are licensed by the Oregon State Board of Nursing; and**

18 **“(c) Three pharmacists licensed by the State Board of Pharmacy, at least one of whom
19 is employed as a community pharmacist and one of whom is employed as a health system
20 pharmacist.**

21 **“(2) The Oregon Medical Board, the Oregon State Board of Nursing and the State Board
22 of Pharmacy may each submit to the Governor a list of up to three names of individuals to
23 be considered for membership for each of the vacancies required to be filled by licensees of
24 each board.**

25 **“(3) The term of each member of the committee is two years. A member whose term
26 has expired shall continue to serve until a successor is appointed. If a vacancy occurs, a
27 person who is a representative of the same state agency as the departing member shall serve
28 for the remainder of the term.**

29 **“(4) The committee shall elect one of its members to serve as chairperson.**

30 **“(5) Members of the committee are entitled to compensation and expenses as provided
31 in ORS 292.495, to be paid by the State Board of Pharmacy.**

32 **“(6) A member of the committee who fails to attend two consecutive meetings of the
33 committee shall be removed from the committee unless the failure to attend was because
34 of a serious health condition of the member or a family member of the member.**

35 **“(7) The committee shall recommend to the State Board of Pharmacy for adoption by**

1 rule of the board a formulary of drugs and devices that a pharmacist may prescribe and
2 dispense to a patient pursuant to a diagnosis by a health care practitioner qualified to make
3 the diagnosis. The committee shall periodically review the formulary and recommend the
4 revisions to the board for adoption by rule.

5 “(8) A pharmacist may request that the committee add a drug or device to the formulary
6 by submitting to the committee a request form prescribed by the State Board of Pharmacy.
7 The addition to the formulary of a drug or device under this subsection shall be considered
8 a revision to the formulary that the committee may recommend to the board for adoption
9 by rule.”

10 On page 3, delete line 1.

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