

ENGROSSED LEGISLATIVE BILL 955

Introduced by Hardin, 48.

A BILL FOR AN ACT relating to the Pharmacy Practice Act; to amend section 38-2867.03, Revised Statutes Cumulative Supplement, 2024; to allow a physician assistant prescribing under a collaborative agreement to enter into a practice agreement with a pharmacist; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Section 38-2867.03, Revised Statutes Cumulative Supplement, 2024, is amended to read:

38-2867.03 (1) A pharmacist may enter into a practice agreement as provided in this section with (a) a licensed health care practitioner authorized to prescribe independently or (b) a physician assistant under a collaborative agreement pursuant to section 38-2055 to provide pharmaceutical care according to written protocols. The pharmacist shall notify the board of any practice agreement at the initiation of the agreement and at the time of any change in parties to the agreement or written protocols. The notice shall be given to both the Board of Pharmacy and the board which licensed the health care practitioner. The notice shall contain the name of each pharmacist participating in the practice agreement and each licensed health care practitioner authorized to prescribe independently or each physician assistant under a collaborative agreement participating in the practice agreement and a description of the therapy being monitored or initiated.

(2) A copy of the practice agreement and written protocols shall be available for review by a representative of the department. A copy of the practice agreement shall be sent to the Board of Pharmacy upon request by the board.

(3) A practice agreement shall be in writing. Each party participating in the agreement shall sign the agreement and the written protocols at the

initiation of the agreement and shall review, sign, and date the documents every two years thereafter. If a physician assistant is prescribing under a collaborative agreement, the supervising physician shall also sign the practice agreement. A practice agreement is active after it is signed by all the parties listed in the agreement.

(4) A practice agreement and written protocols cease immediately upon (a) the death of either the pharmacist or the practitioner, (b) the loss of license to practice by either the pharmacist or the practitioner, (c) a disciplinary action limiting the ability of either the pharmacist or practitioner to enter into practice agreement, or (d) the individual decision of either the pharmacist or practitioner or mutual agreement by the parties to terminate the agreement.

(5) A pharmacist intern may participate in a practice agreement without expressly being mentioned in the agreement if the pharmacist intern is supervised by a pharmacist who is a party to the agreement.

Sec. 2. Original section 38-2867.03, Revised Statutes Cumulative Supplement, 2024, is repealed.

PRESIDENT OF THE LEGISLATURE

THIS IS TO CERTIFY that the within LB 955 was passed by the One Hundred Ninth Legislature of Nebraska at its Second Session on the day of 20.....

CLERK OF THE LEGISLATURE

Approved:

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GOVERNOR