

House Engrossed

FILED
KEN BENNETT
SECRETARY OF STATE

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

CHAPTER 175

HOUSE BILL 2549

AN ACT

CHANGING THE DESIGNATION OF TITLE 36, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES, TO "NURSING CARE INSTITUTIONS"; AMENDING TITLE 36, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-447.02; RELATING TO NURSING CARE INSTITUTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Heading change

3 The article heading of title 36, chapter 4, article 7, Arizona Revised
4 Statutes, is changed from "NURSING CARE INSTITUTIONS; REQUIREMENTS FOR
5 SERVICES DELIVERY" to "NURSING CARE INSTITUTIONS".

6 Sec. 2. Title 36, chapter 4, article 7, Arizona Revised Statutes, is
7 amended by adding section 36-447.02, to read:

8 36-447.02. Nursing care institutions; therapeutic substitutions

9 A. A NURSING CARE INSTITUTION'S QUALITY ASSESSMENT AND ASSURANCE
10 COMMITTEE ESTABLISHED PURSUANT TO 42 CODE OF FEDERAL REGULATIONS SECTION
11 483.75(o) MAY ESTABLISH WRITTEN GUIDELINES OR PROCEDURES FOR MAKING
12 THERAPEUTIC SUBSTITUTIONS IF THE COMMITTEE MEMBERSHIP ALSO INCLUDES A
13 PHARMACIST WHO IS LICENSED IN THIS STATE. IF A NURSING CARE INSTITUTION DOES
14 NOT HAVE A QUALITY ASSESSMENT AND ASSURANCE COMMITTEE, THE NURSING CARE
15 INSTITUTION MAY ESTABLISH A COMMITTEE FOR THE PURPOSE OF ESTABLISHING WRITTEN
16 GUIDELINES OR PROCEDURES FOR MAKING THERAPEUTIC SUBSTITUTIONS THAT CONSISTS
17 OF THE SAME MEMBERS AS REQUIRED UNDER 42 CODE OF FEDERAL REGULATIONS SECTION
18 483.75(o) AND INCLUDES A PHARMACIST WHO IS LICENSED PURSUANT TO TITLE 32,
19 CHAPTER 18.

20 B. A PHARMACY USED BY A NURSING CARE INSTITUTION MAY MAKE THERAPEUTIC
21 SUBSTITUTIONS CONSISTENT WITH THE INSTITUTION'S WRITTEN GUIDELINES OR
22 PROCEDURES IF THE USE OF THE THERAPEUTIC SUBSTITUTION HAS BEEN APPROVED FOR A
23 PATIENT DURING THE PERIOD OF THE PATIENT'S STAY IN THE NURSING CARE
24 INSTITUTION BY THE PATIENT'S HEALTH CARE PROVIDER WHO IS LICENSED UNDER TITLE
25 32, WHO HAS PRESCRIPTION AUTHORITY UNDER TITLE 32 AND WHO HAS PRESCRIBED A
26 MEDICATION FOR THE PATIENT THAT THE PATIENT IS CURRENTLY TAKING.

APPROVED BY THE GOVERNOR APRIL 23, 2014.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 24, 2014.

Passed the House March 5, 20 14

Passed the Senate April 22, 20 14

by the following vote: 58 Ayes,

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

0 Nays, 2 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

Cheryl Laube
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

23rd day of April, 20 14

at 11:50 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 23rd day of

April

at 4:37 o'clock P M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 24th day of April, 20 14

at 8:57 o'clock a M.

H.B. 2549

[Signature]
Secretary of State