

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 174
HOUSE BILL 2060

AN ACT

AMENDING SECTION 32-1970, ARIZONA REVISED STATUTES; REPEALING SECTION 32-1979.01, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA STATE BOARD OF PHARMACY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 32-1970, Arizona Revised Statutes, is amended to
3 read:
4 32-1970. Initiating, monitoring and modifying drug therapy
5 and use; conditions; definitions
6 A. A pharmacist WHO IS licensed pursuant to this chapter may
7 initiate, monitor and modify drug therapy and use only under the following
8 circumstances:
9 1. The patient's drug therapy and use are pursuant to a provider.
10 2. The pharmacist complies with rules adopted by the board of
11 pharmacy.
12 3. The pharmacist follows the written drug therapy management
13 protocols prescribed by the provider who made the diagnosis and initiates,
14 monitors or modifies a person's drug therapy and use only pursuant to
15 those protocols. Each protocol developed pursuant to the drug therapy
16 agreement shall contain detailed directions concerning the actions that
17 the pharmacist may perform for ~~that~~ A patient REFERRED BY THE PROVIDER.
18 The protocol shall specify, at a minimum, the specific drug or drugs to be
19 managed by the pharmacist, the conditions and events for which the
20 pharmacist must notify the provider and the laboratory tests that may be
21 ordered. A provider who enters into a protocol-based drug therapy
22 agreement must have a legitimate provider-patient relationship.
23 B. A licensee who violates this section commits an act of
24 unprofessional conduct.
25 C. A pharmacist is responsible for the pharmacist's negligent acts
26 that are the result of the pharmacist's change of medication or that
27 relate to patient drug usage pursuant to drug therapy management
28 protocols. This subsection does not limit a provider's liability for
29 negligent acts that are not related to a pharmacist's change of medication
30 pursuant to the protocols.
31 D. For the purposes of this section:
32 1. "Initiate, monitor and modify":
33 (a) Means that a pharmacist may perform specific acts as authorized
34 by a provider pursuant to written guidelines and protocols. ~~This~~
35 (b) Does not include ~~the~~ A PHARMACIST'S selection of drug products
36 THAT ARE not prescribed by the provider unless selection of the specific
37 drug product is authorized by the written guidelines and protocols.
38 2. "Protocol" means a provider's written order, written standing
39 medical order or other written order of protocol as defined by rules
40 adopted by the Arizona medical board, the Arizona board of osteopathic
41 examiners in medicine and surgery and the Arizona state board of nursing
42 and that is patient, provider and pharmacist specific for prescriptions or
43 orders given by the provider authorizing the written protocol.

1 3. "Provider" means a physician who is licensed pursuant to chapter
2 13 or 17 of this title or a registered nurse practitioner who is licensed
3 pursuant to chapter 15 of this title and who acts as a primary care
4 practitioner.

5 Sec. 2. [Repeal](#)

6 Section 32-1979.01, Arizona Revised Statutes, is repealed.

APPROVED BY THE GOVERNOR MAY 7, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2019.