

Regular Session, 2013

SENATE BILL NO. 187

BY SENATORS THOMPSON, CORTEZ, DORSEY-COLOMB, GALLOT, GUILLORY,
JOHNS, LONG, MILLS, NEVERS, WALSWORTH AND WARD AND
REPRESENTATIVES ANDERS, BARROW, DANAHAY,
HENSGENS, HOWARD, LEGER, MONTOUCET, PIERRE, PUGH,
PYLANT, RITCHIE, THIBAUT, THIERRY, ALFRED WILLIAMS
AND PATRICK WILLIAMS

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

CONTROL DANGER SUBSTANCE. Provides relative to veterinarians and the
Prescription Monitoring Program. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 40:1013(C), to enact R.S. 40:1004(C), and to repeal R.S.

3 40:1003(6)(e), 1005(A)(5) and (26), relative to veterinarians and the Prescription

4 Monitoring Program; to provide for a veterinarian exception to the Prescription

5 Monitoring Program; to remove the veterinarian exception for "dispenser"; to

6 remove certain members from the Prescription Monitoring Program Advisory

7 Council; to repeal certain provisions with respect to the levying and collecting of

8 fees to veterinarians by the Louisiana Board of Pharmacy; and to provide for related

9 matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 40:1013(C) is hereby amended and reenacted and R.S. 40:1004(C)

12 is hereby enacted to read as follows:

13 §1004. Establishment of prescription monitoring program

14 * * *

15 **C. This Part shall not apply to any person licensed pursuant to R.S.**

16 **37:1511 et seq.**

17 * * *

1 §1013. Funding authority

2 * * *

3 C. The board shall have the authority to levy and collect an annual fee from
4 each of the following practitioners in possession of authority to prescribe or dispense
5 controlled dangerous substances: physicians, podiatrists, dentists, ~~veterinarians,~~
6 optometrists, advanced practice registered nurses, physician assistants, medical
7 psychologists, or any other person subsequently authorized by law to prescribe
8 controlled dangerous substances. The board shall also have the authority to levy and
9 collect an annual fee from each pharmacy licensed by the board. The annual fee
10 levied and collected from each person enumerated in this Subsection and each
11 pharmacy shall not exceed twenty-five dollars.

12 * * *

13 Section 2. R.S. 40:1003(6)(e) and R.S.40:1005(A)(5) and (26) are hereby repealed.

14 Section 3. This Act shall become effective upon signature by the governor or, if not
15 signed by the governor, upon expiration of the time for bills to become law without signature
16 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
17 vetoed by the governor and subsequently approved by the legislature, this Act shall become
18 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Christopher D. Adams.

DIGEST

Present law provides for an exception as dispenser to a veterinarian who dispenses negligible amounts of controlled substances or drugs of concern as identified by rule.

Proposed law amends present law to remove the dispenser exception for a veterinarian who dispenses negligible amounts of controlled substances or drugs of concern as identified by rule.

Proposed law provides a veterinarian exception to the Prescription Monitoring Program.

Present law includes the president of the Louisiana State Board of Veterinary Medicine and the president of the Louisiana Veterinary Medical Association as members of the Prescription Monitoring Program Advisory Council.

Proposed law removes them from the council.

Present law authorizes the Louisiana Board of Pharmacy to levy and collect an annual fee

from veterinarians with the authority to prescribe or dispense controlled dangerous substances. Proposed law removes this authority.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 40:1013(C); adds R.S. 40:1004(C); repeals R.S. 40:1003(6)(e) and 1005(A)(5) and (26))