



2013 SENATE BILL 251

1 **AN ACT** *to create* 49.498 (2) (a) 3., 50.045, 450.01 (16) (hm) and 450.033 of the
2 statutes; **relating to:** therapeutic alternate drug selections in nursing homes,
3 performance of patient services by a pharmacist, and the practice of pharmacy.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 49.498 (2) (a) 3. of the statutes is created to read:

5 49.498 (2) (a) 3. A quality assessment and assurance committee described
6 under subd. 2. may establish written guidelines or procedures for making
7 therapeutic alternate drug selections for the purposes of s. 450.01 (16) (hm) if the
8 committee members include a pharmacist, as defined in s. 450.01 (15).

9 **SECTION 2.** 50.045 of the statutes is created to read:

10 **50.045 Therapeutic alternate drug selections in nursing homes.** (1) A
11 nursing home that does not maintain a quality assessment and assurance committee

SENATE BILL 251**SECTION 2**

1 under s. 49.498 (2) (a) 2. may maintain a committee that consists of the director of
2 nursing services, a physician, as defined in s. 448.01 (5), a pharmacist, as defined in
3 s. 450.01 (15), and at least 2 other members of the nursing home staff.

4 (2) A committee with the members specified under sub. (1) may establish
5 written guidelines or procedures for making therapeutic alternate drug selections
6 for the purposes of s. 450.01 (16) (hm).

7 **SECTION 3.** 450.01 (16) (hm) of the statutes is created to read:

8 450.01 (16) (hm) Making therapeutic alternate drug selections in accordance
9 with written guidelines or procedures previously established by a quality
10 assessment and assurance committee of a nursing facility under s. 49.498 (2) (a) 3.
11 or by a committee established for a nursing home under s. 50.045 (2), if the use of the
12 therapeutic alternate drug selection has been approved for a patient during the
13 period of the patient's stay within the nursing facility or nursing home by any of the
14 following:

15 1. The patient's personal attending physician.

16 3. The patient's physician assistant, if the physician assistant is under the
17 supervision of the patient's personal attending physician.

18 **SECTION 4.** 450.033 of the statutes is created to read:

19 **450.033 Services delegated by physician.** A pharmacist may perform any
20 patient care service delegated to the pharmacist by a physician, as defined in s.
21 448.01 (5).

22 (END)