

BILL ANALYSIS

Senate Research Center

H.B. 1975
By: Swinford (Bivens)
Natural Resources
5/5/1999
Committee Report (Amended)

DIGEST

During the 73rd Legislature, legislation was adopted to prevent livestock producers from paying higher costs for animal health products due to unnecessary labeling requirements for veterinarians or wholesale animal drug distributors. During the 75th Legislature, the language was inadvertently removed due to a misunderstanding of the federal labeling requirements. H.B. 1975 sets forth the labeling requirements for drugs prescribed or dispensed for administration to animals in agricultural operations.

PURPOSE

As proposed, H.B. 1975 sets forth the labeling requirements for drugs prescribed or dispensed for administration to animals in agricultural operations.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 483.001(2), Health and Safety Code, to redefine “dangerous drug.”

SECTION 2. Amends Section 483.042, Health and Safety Code, by adding Subsection (f), to provide that the labeling provisions of Subsection (a) do not apply to a dangerous drug prescribed or dispensed for administration to food production animals in an agricultural operation under a written medical directive or treatment guideline from a veterinarian licensed under the Veterinary Licensing Act, provided that all federal requirements are met.

SECTION 3. Amends Sections 5(15) and (41), Article 4542a-1, V.T.C.S. (Texas Pharmacy Act), to redefine “dangerous drug” and “prescription drug.”

SECTION 4. Effective date: September 1, 1999.

SECTION 5. Emergency clause.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Adds a new SECTION 1 by amending Section 483.001(2), Health and Safety Code, to redefine “dangerous drug.” Redesignate existing SECTIONS accordingly.

SECTION 3.

Adds a new SECTION 3 by amending Sections 5(15) and (41), Article 4542a-1, V.T.C.S., to redefine “dangerous drug” and “prescription drug.”