

House Bill 653 (AS PASSED HOUSE AND SENATE)

By: Representatives Jasperse of the 11th, Stephens of the 164th, Greene of the 151st, Knight of the 130th, and Powell of the 32nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 26-4-5 of the Official Code of Georgia Annotated, relating to
2 definitions relative to the "Georgia Pharmacy Practice Act," so as to revise the definition of
3 "pharmacy care"; to provide for related matters; to repeal conflicting laws; and for other
4 purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 26-4-5 of the Official Code of Georgia Annotated, relating to definitions
8 relative to the "Georgia Pharmacy Practice Act," is amended by revising paragraph (31) as
9 follows:

10 "(31) 'Pharmacy care' means:

11 (A) Those ~~those~~ services related to the interpretation, evaluation, or dispensing of
12 prescription drug orders, the participation in drug and device selection, drug
13 administration, and drug regimen reviews, and the provision of patient counseling
14 related thereto; and

15 (B) Ordering and administering:

16 (i) Tests that have been cleared or approved for home use by the federal Food and
17 Drug Administration and interpreting the results as a means to screen for or monitor
18 disease, disease risk factors, or drug use and to facilitate patient education; and
19 (ii) Viral and serology COVID-19 tests, provided that such authority shall expire 12
20 months after the end of the public health emergency declared by the United States
21 secretary of health and human services on January 31, 2020; provided, however, that
22 such expiration shall not apply to viral and serology COVID-19 tests cleared or
23 approved pursuant to division (i) of this subparagraph.
24 A pharmacist conducting such a test shall do so at a pharmacy or other facility that has
25 obtained any necessary certification from or that is operating under a certificate of waiver
26 from the federal Centers for Medicare and Medicaid Services pursuant to the federal
27 Clinical Laboratory Improvement Amendments."

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are repealed.