

FIRST REGULAR SESSION

HOUSE BILL NO. 876

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES JETTON, LUETKENHAUS, REINHART, KELLY (36), CROWELL, HUNTER, REID, NAEGER, SELBY, BARRY (Co-sponsors), ROARK, LUETKEMEYER, GAMBARO, MAYER, CUNNINGHAM, BEHNEN, LINTON, BLACK, PORTWOOD, VILLA, SCHWAB, COOPER, LIESE, RICHARDSON, BONNER, WAGNER, KELLY (144), GRATZ, McKENNA, MURPHY, FROELKER, PHILLIPS, WRIGHT, BEARDEN, BURTON, DEMPSEY, BARTELSMEYER, ENZ, BARTLE, DOLAN, SCOTT, BURCHAM, KING, MAY (149), HENDERSON, HOLT, HOHULIN, PURGASON, VOGEL, MARBLE, HANAWAY, KENNEDY AND SHOEMYER.

Read 1st time February 22, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

2046L.011

AN ACT

To amend chapter 338, RSMo, relating to pharmacies and pharmacists, by adding thereto one new section relating to the same subject.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 338, RSMo, is amended by adding thereto one new section, to be known as section 338.200, to read as follows:

338.200. 1. No pharmacist, public or private, shall be required to fill a prescription, if the filling of such prescription is contrary to the established policy of, or the moral, ethical or religious beliefs of, such pharmacist. No cause of action shall accrue against any such pharmacist on account of such refusal to fill a prescription.

2. No person shall be denied or discriminated against in the reception of any public benefit, assistance or privilege whatsoever or in any employment, public or private, on the grounds that such person refuses to fill certain prescriptions.

3. Any person who shall deny or discriminate against a pharmacist for refusal to fill a prescription shall be liable to the party injured in an action at law, suit in equity or other redress.