

HB 797 -- DISPENSING OF CONTRACEPTIVES

SPONSOR: Ingle

This bill specifies that the practice of pharmacy will include the dispensing of self-administered hormonal contraceptives, defined in the bill as a drug composed of one or more hormones that is approved by the United States Food and Drug Administration to prevent pregnancy. A pharmacist may dispense self-administered hormonal contraceptives to a person under a prescription order for medication therapy services. The prescription orders will have no expiration dates.

The Board of Pharmacy and the Board of Registration for the Healing Arts, within the Department of Commerce and Insurance, will jointly promulgate rules implementing this provision, including requiring a pharmacist to complete a training program, provide a self-screening risk assessment tool to patients, verbally refer patients to their health care provider at least once every 12 months prior to dispensing the contraceptive, providing patients with written records of dispensations, and dispensing the contraceptive as soon as practicable. All laws relating to insurance coverage of contraceptives will apply to self-administered hormonal contraceptives dispensed.

Nothing in this bill can be construed to allow a pharmacist to make a therapeutic substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol or the physician's prescription order.

This bill is similar to HB 2295 and SB 1128 (2024).