

Senate File 326

H-1166

1 Amend Senate File 326, as amended, passed, and reprinted by  
2 the Senate, as follows:

3 1. Page 1, by striking lines 24 through 32 and inserting:  
4 <Sec. \_\_\_\_\_. Section 155A.46, Code 2023, is amended by adding  
5 the following new subsection:

6 NEW SUBSECTION. 3. A pharmacist may, pursuant to statewide  
7 protocols developed by the board in consultation with the  
8 department of health and human services, order and dispense  
9 to patients eighteen years and older self-administered  
10 hormonal contraceptives. For the purpose of this  
11 subsection, "*self-administered hormonal contraceptive*" means  
12 a self-administered hormonal contraceptive that is approved  
13 by the United States food and drug administration to prevent  
14 pregnancy. "*Self-administered hormonal contraceptive*" includes  
15 an oral hormonal contraceptive, a hormonal vaginal ring, and  
16 a hormonal contraceptive patch, but does not include any drug  
17 intended to induce an abortion as defined in section 146.1.

18 *a.* In ordering and dispensing a self-administered hormonal  
19 contraceptive to a patient under this subsection, a pharmacist  
20 shall comply with all of the following:

21 (1) For an initial dispensing of a self-administered  
22 hormonal contraceptive, the pharmacist may dispense only up  
23 to a three-month supply at one time of the self-administered  
24 hormonal contraceptive.

25 (2) For any subsequent dispensing of the same  
26 self-administered hormonal contraceptive, the pharmacist  
27 may dispense up to a twelve-month supply at one time of the  
28 self-administered hormonal contraceptive.

29 *b.* The statewide protocols shall require a pharmacist who  
30 dispenses a self-administered hormonal contraceptive under this  
31 subsection to do all of the following:

32 (1) Retain a record of each patient to whom a  
33 self-administered hormonal contraceptive is dispensed under  
34 this subsection and submit the record to the department of  
35 health and human services.

1 (2) Complete a standardized training program and continuing  
2 education requirements approved by the board in consultation  
3 with the board of medicine and the department of health and  
4 human services that are related to ordering and dispensing a  
5 self-administered hormonal contraceptive and include education  
6 regarding all contraceptive methods approved by the United  
7 States food and drug administration.

8 (3) Obtain a completed self-screening risk assessment,  
9 approved by the department of health and human services in  
10 collaboration with the board and the board of medicine, from  
11 each patient, verify the identity and age of each patient, and  
12 perform a blood pressure screening on each patient prior to  
13 dispensing the self-administered hormonal contraceptive to the  
14 patient.

15 (4) Provide the patient with all of the following:

16 (a) Written information regarding all of the following:

17 (i) The importance of completing an appointment with the  
18 patient's primary care or women's health care practitioner  
19 to obtain preventative care, including but not limited to  
20 recommended tests and screenings.

21 (ii) The effectiveness and availability of  
22 long-acting reversible contraceptives as an alternative  
23 to self-administered hormonal contraceptives.

24 (b) A copy of the record of the pharmacist's encounter with  
25 the patient that includes all of the following:

26 (i) The patient's completed self-screening risk assessment.

27 (ii) A description of the self-administered hormonal  
28 contraceptive dispensed, or the basis for not dispensing a  
29 self-administered hormonal contraceptive.

30 (c) Patient counseling regarding all of the following:

31 (i) The appropriate administration and storage of the  
32 self-administered hormonal contraceptive.

33 (ii) Potential side effects and risks of the  
34 self-administered hormonal contraceptive.

35 (iii) The need for backup contraception.

1 (iv) When to seek emergency medical attention.

2 (v) The risk of contracting a sexually transmitted  
3 infection or disease, and ways to reduce such a risk.

4 c. The statewide protocols shall prohibit a pharmacist who  
5 orders and dispenses a self-administered hormonal contraceptive  
6 under this subsection from doing any of the following:

7 (1) Requiring any other prescription drug order authorized  
8 by a practitioner prior to dispensing the self-administered  
9 hormonal contraceptive to a patient.

10 (2) Requiring a patient to schedule an appointment  
11 with the pharmacist for the ordering or dispensing of a  
12 self-administered hormonal contraceptive.

13 (3) Dispensing a self-administered hormonal contraceptive  
14 to a patient for more than fifteen months after the date a  
15 self-administered hormonal contraceptive is initially dispensed  
16 to the patient, if the patient has not consulted with a primary  
17 care or women's health care practitioner during the preceding  
18 fifteen months, in which case the pharmacist shall refer the  
19 patient to a primary care or women's health care practitioner.

20 (4) Dispensing a self-administered hormonal contraceptive  
21 to a patient if the results of the self-screening risk  
22 assessment indicate it is unsafe for the pharmacist to dispense  
23 the self-administered hormonal contraceptive to the patient, in  
24 which case the pharmacist shall refer the patient to a primary  
25 care or women's health care practitioner.

26 d. A pharmacist who orders and dispenses a self-administered  
27 hormonal contraceptive shall be immune from criminal and civil  
28 liability arising from any damages caused by the ordering,  
29 dispensing, administering, or use of a self-administered  
30 hormonal contraceptive.

31 Sec. \_\_\_\_ . INFORMATION PROGRAM FOR DRUG PRESCRIBING AND  
32 DISPENSING — SELF-ADMINISTERED HORMONAL CONTRACEPTIVES. The  
33 board of pharmacy in collaboration with the board of medicine  
34 and the department of health and human services shall expand  
35 the information program for drug prescribing and dispensing

1 established pursuant to section 124.551, to collect from  
2 pharmacists information relating to the dispensing of  
3 self-administered hormonal contraceptives as provided pursuant  
4 to section 155A.46. The board of pharmacy shall adopt  
5 rules pursuant to chapter 17A related to registration of  
6 participating pharmacists, the information to be reported by a  
7 pharmacist to the information program, access to information  
8 from the program, and other rules necessary to carry out the  
9 purposes and to enforce the provisions of this section.>

10 2. Title page, line 1, by striking <and administering> and  
11 inserting <, administering, and dispensing>

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COMMITTEE ON HEALTH AND HUMAN SERVICES

A. MEYER of Webster, Chairperson