

Senate Study Bill 3169 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
HUMAN RESOURCES BILL BY
CHAIRPERSON SEGEBART)

A BILL FOR

1 An Act relating to the prescribing and dispensing of
2 self-administered oral hormonal contraceptives including
3 by pharmacists and providing insurance coverage for such
4 contraceptives prescribed and dispensed.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 155A.3, Code 2018, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 42A. "*Self-administered oral hormonal*
4 *contraceptive*" means a drug composed of a combination of
5 hormones that is approved by the United States food and drug
6 administration to prevent pregnancy and that the patient to
7 whom the drug is prescribed may take orally.

8 Sec. 2. NEW SECTION. 155A.46 **Prescribing and dispensing of**
9 **self-administered oral hormonal contraceptives.**

10 1. Notwithstanding any provision of law to the contrary,
11 a pharmacist may prescribe and dispense self-administered
12 oral hormonal contraceptives to a person regardless of
13 whether the person has evidence of a previous prescription
14 from a practitioner for a self-administered oral hormonal
15 contraceptive.

16 2. *a.* The department of public health in consultation with
17 the Iowa pharmacy association and the Iowa medical society, and
18 in consideration of the guidelines established by the American
19 college of obstetricians and gynecologists, shall adopt by rule
20 a statewide protocol for the prescribing and dispensing of
21 self-administered oral hormonal contraceptives by pharmacists.

22 *b.* The rules adopted under this subsection shall require a
23 pharmacist to do all of the following:

24 (1) Complete a standardized training program approved by
25 the department of public health that is related to prescribing
26 self-administered oral hormonal contraceptives and includes
27 education regarding all contraceptive methods approved by the
28 United States food and drug administration.

29 (2) Provide a standardized self-screening risk assessment
30 tool to the patient for completion prior to the pharmacist's
31 prescribing of the self-administered oral hormonal
32 contraceptive.

33 (3) Prior to prescribing and dispensing the
34 self-administered oral hormonal contraceptive, provide
35 the patient with education regarding all contraceptive methods

1 approved by the United States food and drug administration.

2 (4) Upon prescribing and dispensing the self-administered
3 oral hormonal contraceptive, provide the patient with a written
4 record of the prescribed and dispensed self-administered oral
5 hormonal contraceptive, and refer the patient to the patient's
6 primary practitioner or women's health care practitioner for
7 preventive visits.

8 (5) Dispense the self-administered oral hormonal
9 contraceptive to the patient as soon as practicable after the
10 pharmacist issues the prescription.

11 c. The rules adopted under this subsection shall require
12 a pharmacist to prescribe and dispense an initial three-month
13 supply of the self-administered oral hormonal contraceptive,
14 and shall authorize a pharmacist, upon verification of no
15 adverse effects, to issue a prescription for and dispense
16 up to a one-year supply of self-administered oral hormonal
17 contraceptives to the patient at one time.

18 d. The rules adopted under this subsection shall prohibit a
19 pharmacist from requiring a patient to schedule an appointment
20 with the pharmacist for the prescribing of a self-administered
21 oral hormonal contraceptive.

22 3. All state and federal laws governing insurance coverage
23 of contraceptive drugs, devices, products, and services shall
24 apply to a self-administered oral hormonal contraceptive
25 prescribed by a pharmacist under this section.

26 Sec. 3. Section 514C.19, subsection 1, paragraph a, Code
27 2018, is amended to read as follows:

28 a. Exclude or restrict benefits for prescription
29 contraceptive drugs or prescription contraceptive devices
30 which prevent conception and which are approved by the United
31 States food and drug administration, or generic equivalents
32 approved as substitutable by the United States food and drug
33 administration, if such policy or contract provides benefits
34 for other outpatient prescription drugs or devices. Such
35 policy or contract shall specifically provide for payment

1 of up to a one-year supply, dispensed at one time, of
2 self-administered oral hormonal contraceptives as defined
3 in section 155A.3, which are prescribed by a practitioner
4 authorized to prescribe drugs in this state, including a
5 pharmacist pursuant to section 155A.46.

6 EXPLANATION

7 The inclusion of this explanation does not constitute agreement with
8 the explanation's substance by the members of the general assembly.

9 This bill authorizes a pharmacist to prescribe and dispense
10 self-administered oral hormonal contraceptives. Under the
11 bill, a pharmacist may prescribe and dispense these items to
12 a person whether or not the person has evidence of a previous
13 prescription from a practitioner for self-administered oral
14 hormonal contraceptives.

15 The department of public health in consultation with
16 the Iowa pharmacy association and the Iowa medical society,
17 and in consideration of the guidelines established by the
18 American congress of obstetricians and gynecologists, is
19 directed to adopt a statewide protocol for the prescribing and
20 dispensing of self-administered oral hormonal contraceptives
21 by pharmacists.

22 The bill prescribes what the rules are to require a
23 pharmacist to do and what a pharmacist is prohibited from
24 doing. The rules shall require a pharmacist to complete a
25 standardized training program approved by the department of
26 public health that is related to prescribing self-administered
27 oral hormonal contraceptives and includes education regarding
28 all contraceptive methods approved by the United States food
29 and drug administration (FDA); to provide a standardized
30 self-screening risk assessment tool to the patient for
31 completion prior to the pharmacist's prescribing of the
32 self-administered oral hormonal contraceptive; prior to
33 prescribing and dispensing the self-administered oral
34 hormonal contraceptive, to provide the patient with education
35 regarding all contraceptive methods approved by the FDA; upon

1 prescribing and dispensing the self-administered oral hormonal
2 contraceptive, to provide the patient with a written record of
3 the prescribed and dispensed self-administered oral hormonal
4 contraceptive, and refer the patient to the patient's primary
5 practitioner or women's health care practitioner for preventive
6 visits; and to dispense the self-administered oral hormonal
7 contraceptive to the patient as soon as practicable after the
8 pharmacist issues the prescription. The bill provides that
9 the rules adopted are to require a pharmacist to prescribe and
10 dispense an initial three-month supply of the self-administered
11 oral hormonal contraceptive and authorize a pharmacist, upon
12 verification of no adverse effects, to issue a prescription
13 for and dispense up to a one-year supply of self-administered
14 oral hormonal contraceptives to the patient at one time. The
15 rules shall prohibit a pharmacist from requiring a patient to
16 schedule an appointment with the pharmacist for prescribing the
17 self-administered oral hormonal contraceptive.

18 All state and federal laws governing insurance coverage of
19 contraceptive drugs, devices, products, and services apply to a
20 self-administered oral hormonal contraceptive prescribed by a
21 pharmacist under the bill.

22 The bill amends prescription contraceptive coverage
23 provisions to require that a group policy or contract providing
24 for third-party payment or prepayment of health or medical
25 expenses, and by reference individual policies as well,
26 shall specifically provide for payment of up to a one-year
27 supply, dispensed at one time, of self-administered oral
28 hormonal contraceptives which are prescribed by a practitioner
29 authorized to prescribe drugs in this state, including a
30 pharmacist pursuant to Code section 155A.46.