

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: H2/26/19
A Bill

HOUSE BILL 1290

By: Representatives Pilkington, *Scott*
By: Senators Hester, *Caldwell*

For An Act To Be Entitled

AN ACT TO AMEND THE PROVISIONS OF THE ARKANSAS CODE CONCERNING THE PRACTICE OF PHARMACY; TO AUTHORIZE PHARMACISTS TO PROVIDE ACCESS TO AND ADMINISTRATION OF ORAL CONTRACEPTIVES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE PROVISIONS OF THE ARKANSAS CODE CONCERNING THE PRACTICE OF PHARMACY; AND TO AUTHORIZE PHARMACISTS TO PROVIDE ACCESS TO AND ADMINISTRATION OF ORAL CONTRACEPTIVES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 17-92-101(16)(A)(i)(h), concerning the definition of "practice of pharmacy" regarding pharmacists and pharmacies, is amended to read as follows:

(h) Pursuant to a statewide protocol, a pharmacist may initiate therapy and administer or dispense, or both, Naloxone and oral contraceptives;

SECTION 2. Arkansas Code § 17-92-115 is amended to read as follows:
17-92-115. Requirements for administering and dispensing under statewide protocol.

(a) When initiating therapy and administering or dispensing, or both, under a statewide protocol, a pharmacist shall:



(1) Notify the primary care provider of the patient of any drug or device furnished to the patient or enter the appropriate information in a patient record system shared with the primary care provider, as permitted by the primary care provider;

(2) Provide the patient with a written record of the drugs or devices furnished and advise the patient to consult a physician of the patient's choice, if the patient does not have a primary care provider; and

(3)(A) Make a standardized fact sheet available to the recipient of the drug or device.

(B) The standardized fact sheet shall include without limitation:

(i) The indications and contraindications for the use of the drug or device;

(ii) The appropriate method for the use of the drug or device;

(iii) The need for medical follow-up; and

(iv) Other appropriate information.

(b)(1) When initiating therapy and administering and dispensing oral contraceptives under § 17-92-101(16)(A)(i)(h), a pharmacist shall:

(A) Complete a training program related to oral contraceptives and approved by the Arkansas State Board of Pharmacy; and

(B)(i) Screen a patient seeking oral contraceptives to assess whether the patient has been seen by a primary care practitioner or women's healthcare practitioner within the previous six (6) months.

(ii) If the patient has not been seen by a primary care practitioner or women's healthcare practitioner within the previous six (6) months, the pharmacist shall:

(a) Provide the patient with a referral to a local primary care practitioner or women's healthcare practitioner; and

(b) Not dispense more than a six-month supply of oral contraceptives or the equivalent number of refills to the patient until the patient has a visit with a primary care practitioner or women's healthcare practitioner.

(2) A pharmacist shall only initiate therapy or administer and dispense oral contraceptives under § 17-92-101(16)(A)(i)(h) to an individual who is eighteen (18) years of age or older.

/s/Pilkington