

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 275, Page 44, Section 338.010, Line 18,  
2 by inserting after "section 338.800" the phrase ";the dispensing of self-administered oral hormonal  
3 contraceptives under section 338.720"; and  
4

5 Further amend said bill, Page 51, Section 338.056, Line 30, by inserting after said section and line  
6 the following:  
7

8 "338.720. 1. For purposes of this section, "self-administered oral hormonal contraceptive"  
9 shall mean a drug composed of a combination of hormones that is approved by the Food and Drug  
10 Administration to prevent pregnancy and that the patient to whom the drug is prescribed may take  
11 orally.

12 2. A pharmacist may dispense self-administered oral hormonal contraceptives to a person  
13 who is eighteen years of age or older under a prescription order for medication therapy services as  
14 described in section 338.010. A prescription order for a self-administered oral hormonal  
15 contraceptive shall have no expiration date.

16 3. The board of pharmacy, under section 338.140, and the board of registration for the  
17 healing arts, under section 334.125, shall jointly promulgate rules regulating the use of protocols for  
18 prescription orders for self-administered oral hormonal contraceptives. Any rule or portion of a  
19 rule, as that term is defined in section 536.010, that is created under the authority delegated in this  
20 section shall become effective only if it complies with and is subject to all of the provisions of  
21 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and  
22 if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the  
23 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the  
24 grant of rulemaking authority and any rule proposed or adopted after August 28, 2019, shall be  
25 invalid and void.

26 4. The rules adopted under this section shall require a pharmacist to:

27 (1) Complete a training program approved by the board of pharmacy that is related to  
28 prescribing self-administered oral hormonal contraceptives;

29 (2) Provide a self-screening risk assessment tool that the patient shall use prior to the  
30 pharmacist's prescribing the self-administered oral hormonal contraceptive;

31 (3) At least once every twelve months refer the patient to the patient's primary care  
32 practitioner or women's health care practitioner, or the physician with whom the pharmacist has a  
33 prescription order, before dispensing the self-administered oral hormonal contraceptive to the  
34 patient;

35 (4) Provide the patient with a written record of the self-administered oral hormonal  
36 contraceptive dispensed and advise the patient to consult with a primary care practitioner or

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1 women's health care practitioner; and

2 (5) Dispense the self-administered oral hormonal contraceptive to the patient as soon as  
3 practicable.

4 5. All state and federal laws governing insurance coverage of contraceptive drugs, devices,  
5 products, and services shall apply to self-administered oral hormonal contraceptives dispensed by a  
6 pharmacist under this section.

7 6. The provisions of this section shall terminate upon the enactment of any laws allowing  
8 the provision of oral hormonal contraceptives from a pharmacist without a prescription.

9 7. Nothing in this section shall be construed to allow a pharmacist to make a therapeutic  
10 substitution of a pharmaceutical prescribed by a physician unless authorized by the written protocol  
11 or the physician's written prescription order."; and

12  
13 Further amend said bill by amending the title, enacting clause, and intersectional references  
14 accordingly.