

**PROPOSED REGULATION OF THE
STATE BOARD OF PHARMACY**

LCB File No. R065-01

July 6, 2001

EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: §1, NRS 639.070.

Section 1. Chapter 639 of NAC is hereby amended by adding thereto a new section to read as follows:

1. The employer of a pharmacist shall not discipline the pharmacist for refusing to fill a prescription if:

(a) The filling of the prescription would violate a genuine principle or tenet of good conscience held by the pharmacist;

(b) The pharmacist reasonably believes that the filling of the prescription would be unlawful or potentially harmful to the patient; or

(c) The pharmacist reasonably believes a prescription is fraudulent or not for a legitimate medical purpose.

2. A pharmacist who, in good conscience, refuses to fill a prescription pursuant to paragraph (a) of subsection 1:

(a) Shall notify his direct supervisor of his reasons for not filling the prescription;

(b) Shall arrange to have the prescription filled by another pharmacist at the pharmacy or by a pharmacist at another pharmacy; and

(c) Shall not discuss in detail with the patient the genuine principle or tenet of good conscience held by the pharmacist that is the basis for his refusal for filling the prescription when counseling the patient for referred services.