
ASSEMBLY BILL NO. 144—COMMITTEE ON COMMERCE AND LABOR

FEBRUARY 14, 2003

Referred to Committee on Commerce and Labor

SUMMARY—Prohibits employer of pharmacist from disciplining pharmacist for refusing to fill or refill prescription under certain circumstances. (BDR 54-210)

FISCAL NOTE: Effect on Local Government: Yes.
Effect on the State: No.

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

AN ACT relating to pharmacy; prohibiting an employer of a pharmacist from disciplining the pharmacist for refusing to fill or refill a prescription under certain circumstances; providing a penalty; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 639 of NRS is hereby amended by adding
2 thereto a new section to read as follows:
3 1. *The employer of a pharmacist shall not discipline the*
4 *pharmacist for refusing to fill or refill a prescription if:*
5 (a) *Filling or refilling the prescription would require the*
6 *pharmacist to violate a genuine principle or tenet of good*
7 *conscience held by the pharmacist; or*
8 (b) *The pharmacist reasonably believes that the prescription*
9 *was obtained by fraud or was not issued for a legitimate medical*
10 *purpose.*
11 2. *A pharmacist who, in good faith, refuses to fill or refill a*
12 *prescription pursuant to paragraph (a) of subsection 1:*
13 (a) *Shall, as soon as practicable but not later than 12 hours*
14 *after refusing to fill or refill the prescription:*
15 (1) *Notify his supervisor of his reasons for not filling or*
16 *refilling the prescription; and*



- 1 (2) *Arrange, within 24 hours after the refusal, to have the*
- 2 *prescription filled or refilled by another pharmacist at the*
- 3 *pharmacy or by a pharmacist at another pharmacy; and*
- 4 (b) *Shall not, when counseling the patient for any referred*
- 5 *service, discuss in detail the genuine principle or tenet of good*
- 6 *conscience held by the pharmacist that is the basis for his refusal*
- 7 *to fill or refill the prescription.*

