

ASSEMBLY BILL NO. 144—COMMITTEE ON  
COMMERCE AND LABOR

FEBRUARY 14, 2003

Referred to Committee on Commerce and Labor

SUMMARY—Prohibits pharmacist from 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 a pharmacist from  
refusing to fill or refill a prescription under certain  
circumstances; 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. *A pharmacist shall not refuse to fill or refill a prescription*  
4     *as written unless the pharmacist knows or has reasonable cause to*  
5     *believe that the prescription is:*  
6     (a) *Fraudulent;*  
7     (b) *Issued contrary to law; or*  
8     (c) *Contraindicated.*  
9     2. *If a pharmacist refuses to dispense a prescription pursuant*  
10    *to paragraph (c) of subsection 1, the pharmacist shall consult with*  
11    *the prescribing practitioner as soon as practicable.*  
12    3. *The provisions of this section do not:*  
13    (a) *Require a pharmacist to stock a particular drug; or*  
14    (b) *Prohibit a pharmacist from:*  
15    (1) *Substituting a drug pursuant to NRS 639.2583; or*



\* A B 1 4 4 R 1 \*

- 1           (2) *Requiring payment for a drug in the normal course of*
- 2 *business.*
- 3           4. *A pharmacist is not subject to any penalty for violation of*
- 4 *this section except as provided in NRS 639.255.*

