

## HOUSE BILL NO. HB0123

Pharmacists prescribing contraceptives.

Sponsored by: Representative(s) Yin, Dayton and Sweeney and  
Senator(s) Anselmi-Dalton and Schuler

A BILL

for

1 AN ACT relating to professions and occupations; providing  
2 for prescription and administration of contraceptives by  
3 pharmacists; defining terms; providing for rulemaking; and  
4 providing for effective dates.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 33-24-159 is created to read:

9

10 **33-24-159. Prescription of contraceptives by**  
11 **pharmacist; administration of contraceptives by pharmacist.**

12

13 (a) A pharmacist licensed under this act may  
14 prescribe and dispense self-administered hormonal

1    contraceptives and may prescribe and administer injectable  
2    hormonal contraceptives to a person who is:

3

4           (i)   At least eighteen (18) years of age; or

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6           (ii) Under eighteen (18) years of age, if the  
7    person has evidence of a previous prescription from a  
8    licensed health care provider for a self-administered  
9    hormonal contraceptive or an injectable hormonal  
10   contraceptive.

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12           (b) When promulgating rules for this section, the  
13   Wyoming state board of pharmacy shall establish, in  
14   consultation with the Wyoming board of medicine and with  
15   consideration of guidelines established by the American  
16   college of obstetricians and gynecologists, standard  
17   procedures for prescribing and dispensing self-administered  
18   hormonal contraceptives and for prescribing and  
19   administering injectable hormonal contraceptives by  
20   pharmacists. The rules adopted under this subsection shall:

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22           (i)   Require a pharmacist to complete a training  
23   program approved by the state board of pharmacy on

1   prescribing,       dispensing       and       administering       the  
2   contraceptives;

3

4           (ii)   Require   a   pharmacist   to   provide   a  
5   self-screening risk assessment tool that the patient must  
6   use before the pharmacist issues the prescription;

7

8           (iii)   Require   a   pharmacist   to   use   a   private  
9   space for the screening required under paragraph (ii) of  
10   this subsection and for administering injectable hormonal  
11   contraceptives   to   ensure   patient   safety   and  
12   confidentiality;

13

14           (iv)   Require   a   pharmacist   to   refer   the   patient  
15   to consult with a licensed health care provider upon  
16   prescribing,       dispensing       or       administering       the  
17   contraceptives;

18

19           (v)   Require   a   pharmacist   to   provide   the   patient  
20   with a written record of the prescribed and dispensed or  
21   administered contraceptive;

22

1           (vi) Require a pharmacist to dispense the  
2 self-administered hormonal contraceptive or administer the  
3 injectable hormonal contraceptive to the patient as soon as  
4 practicable after the pharmacist issues the prescription;

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6           (vii) Prohibit a pharmacist from requiring a  
7 patient to schedule an appointment with the pharmacist for  
8 prescribing, dispensing or administering the contraceptive;

9

10           (viii) Prohibit a pharmacist from issuing a  
11 subsequent prescription and dispensation or administration  
12 of a contraceptive to a patient who does not furnish  
13 evidence of a clinical visit with a licensed health care  
14 provider regarding reproductive health within the three (3)  
15 years immediately following the initial prescription and  
16 dispensation or administration the contraceptive.

17

18           (c) All state and federal laws governing insurance  
19 coverage of contraceptive drugs, devices, products and  
20 services shall apply to self-administered hormonal  
21 contraceptives and injectable hormonal contraceptives  
22 prescribed by a pharmacist under this section.

23

1           **Section 2.** W.S. 33-24-101(b) by creating new  
2 paragraphs (v) through (viii) is amended to read:

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4           **33-24-101. Short title; definitions.**

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6           (b) As used in this act:

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8           (v) "Hormonal contraceptive patch" means a  
9 transdermal patch applied to the skin of a patient, by the  
10 patient or by a practitioner, that releases a drug composed  
11 of a hormone or a combination of hormones that is approved  
12 by the United States food and drug administration to  
13 prevent pregnancy;

14  
15           (vi) "Hormonal contraceptive pill" means a drug  
16 composed of a hormone or a combination of hormones that is  
17 approved by the United States food and drug administration  
18 to prevent pregnancy and that the patient to whom the drug  
19 is prescribed may take orally;

20  
21           (vii) "Injectable hormonal contraceptive" means  
22 a drug composed of a hormone or a combination of hormones  
23 that is approved by the United States food and drug

1 administration to prevent pregnancy and that a health care  
2 practitioner administers to the patient by injection;

3  
4 (viii) "Self-administered hormonal  
5 contraceptive" means a drug composed of a hormone or a  
6 combination of hormones that is approved by the United  
7 States food and drug administration to prevent pregnancy  
8 and that the patient to whom the drug is prescribed may  
9 administer to the patient's self. "Self-administered  
10 hormonal contraceptive" includes hormonal contraceptive  
11 patches and hormonal contraceptive pills.

12  
13 **Section 3.** On or before October 1, 2020, the Wyoming  
14 state board of pharmacy shall promulgate rules and  
15 prescribe forms necessary to implement W.S. 33-24-159 as  
16 created by section 1 of this act.

17  
18 **Section 4.**

19  
20 (a) Except as provided in subsection (b) of this  
21 section, this act is effective immediately upon completion  
22 of all acts necessary for a bill to become law as provided  
23 by Article 4, Section 8 of the Wyoming Constitution.

1

2           (b)    Sections 1 and 2 of this act are effective  
3 October 1, 2020.

4

5

(END)