

HB146 INTRODUCED



1 HB146
2 V7DS6LL-1
3 By Representative Rigsby
4 RFD: Health
5 First Read: 13-Jan-26
6 PFD: 09-Jan-26



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4 SYNOPSIS:

5 Existing law requires Ivermectin to be dispensed
6 by a pharmacist only on the prescription of a licensed
7 physician.

8 This bill would permit a physician, a physician
9 assistant, or a certified registered nurse practitioner
10 to give a pharmacist a standing order to dispense
11 Ivermectin to individuals without an individual
12 prescription. The standing order would contain a
13 protocol providing the pharmacist with guidelines for
14 providing Ivermectin to individuals who request it.

15 This bill would prohibit health care providers
16 and pharmacists from participating in any program or
17 receiving any benefit that would induce them to
18 encourage patients or the public to use Ivermectin.

19 This bill would also prohibit health care
20 providers qualified to give a standing order and
21 pharmacists who follow a standing order from being
22 subject to disciplinary action from the respective
23 governing licensing board as a result of dispensing
24 Ivermectin.

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 A BILL
 TO BE ENTITLED



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AN ACT

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31 Relating to prescription drugs; to provide for the
32 dispensing of Ivermectin by a pharmacist without an individual
33 prescription pursuant to a standing order issued by a
34 physician, physician assistant, or certified registered nurse
35 practitioner; and to protect physicians, physician assistants,
36 certified registered nurse practitioners, and pharmacists from
37 licensure disciplinary action due to dispensing Ivermectin.

38 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

39 Section 1. (a) For the purposes of this section, the
40 following terms have the following meanings:

41 (1) HEALTH CARE PROVIDER. A physician licensed by the
42 Medical Licensure Commission pursuant to Article 8, Chapter 24
43 of Title 34, Code of Alabama 1975; a physician assistant
44 licensed by the State Board of Medical Examiners pursuant to
45 Article 7, Chapter 24 of Title 34, Code of Alabama 1975; or a
46 certified registered nurse practitioner licensed and certified
47 by the Board of Nursing pursuant to Article 5, Chapter 21 of
48 Title 34, Code of Alabama 1975.

49 (2) STANDING ORDER. A prescription order that is not
50 patient specific.

51 (b) A pharmacist may dispense Ivermectin without a
52 prescription to an individual who is 19 years of age or older,
53 or to an unemancipated individual under 19 years of age upon
54 written consent of the individual's parent or legal guardian,
55 pursuant to a standing order that is signed by a health care
56 provider.



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57 (c) The standing order shall include all of the
58 following:

59 (1) A risk assessment protocol for use by the
60 pharmacist to screen an individual who requests Ivermectin and
61 which includes a plan for treating adverse events.

62 (2) A standardized information sheet that provides the
63 following information for the individual who is dispensed
64 Ivermectin:

65 a. Indications and contraindications for the use of
66 Ivermectin.

67 b. Instructions for using Ivermectin.

68 c. A statement on the importance of follow-up care and
69 health care referral information.

70 (3) A form for the pharmacist to record the completion
71 of the risk assessment protocol and the dosage dispensed to
72 the individual.

73 (d) No health care provider who signs a standing order,
74 and no pharmacist who dispenses Ivermectin pursuant to a
75 standing order, shall participate in any program or accept
76 anything of value that induces the health care provider or
77 pharmacist to affirmatively commend or endorse the use of
78 Ivermectin to an individual or the public.

79 (e) (1) The governing licensing board shall not take
80 disciplinary action against a health care provider who signs a
81 standing order for Ivermectin that is based upon a
82 pharmacist's dispensing of Ivermectin pursuant to that
83 standing order.

84 (2) The State Board of Pharmacy shall not take



85 disciplinary action against a pharmacist based upon any of the
86 following:

87 a. The pharmacist's failure in good faith to correctly
88 interpret and follow the standing order upon dispensing
89 Ivermectin.

90 b. A defect in the standing order upon which the
91 pharmacist relies when dispensing Ivermectin.

92 c. The pharmacist's refusal to dispense Ivermectin upon
93 the request of an individual, notwithstanding the existence of
94 a standing order for Ivermectin signed by a health care
95 provider which covers the pharmacist's employer or practice.

96 (f) This section shall not constitute standards of, nor
97 be construed as evidence for, the practice of medicine or the
98 practice of pharmacy. Nothing in this section shall alter,
99 amend, or supersede any provision of Section 6-5-333, Code of
100 Alabama 1975, or the Alabama Medical Liability Act of 1987,
101 commencing with Section 6-5-540, Code of Alabama 1975, or the
102 Alabama Medical Liability Act of 1996, commencing with Section
103 6-5-548, Code of Alabama 1975, or any amendment to any of the
104 foregoing, or any judicial interpretation of the foregoing.

105 (g) Nothing in this section shall be construed to limit
106 the Alabama Medicaid Agency, or any insurer, health
107 maintenance organization, health care service corporation, or
108 other third-party payor from determining the scope of its
109 benefits or services, setting terms for group or individual
110 insured, subscriber, or enrollee contracts, or negotiating
111 contracts with licensed providers on reimbursement rates or
112 other lawful provisions. However, the contract providing

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113 coverage to an insured cannot exclude the right to assign
114 benefits to any provider at the same benefit as paid to a
115 contract provider.

116 Section 2. This act shall become effective on October
117 1, 2026.