
SENATE BILL NO. 305—SENATORS PARKS, COPENING, HORSFORD;
CARLTON, COFFIN AND SCHNEIDER (BY REQUEST)

MARCH 16, 2009

JOINT SPONSORS: ASSEMBLYWOMEN PIERCE,
LESLIE; MASTROLUCA AND SMITH

Referred to Committee on Health and Education

SUMMARY—Makes various changes concerning dispensing a medication and providing a prescription for the sexual partner of a person diagnosed with a sexually transmitted disease. (BDR 40-845)

FISCAL NOTE: Effect on Local Government: No.
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 communicable diseases; making various changes concerning dispensing a medication and providing a prescription for the sexual partner of a person diagnosed with a sexually transmitted disease; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 This bill authorizes a provider of health care or, under the direction of a local
2 health officer, an employee of a board of health to dispense a medication or issue a
3 prescription for the treatment of the sexual partner of a person who has been
4 diagnosed with a sexually transmitted disease without examining the partner. This
5 bill further allows the provider of health care or employee of a board of health to
6 exclude from the prescription the name or other identifying information of the
7 partner if the prescription specifies the purpose for the prescription. This bill also
8 requires the State Board of Health to adopt regulations relating to dispensing a
9 medication or providing a prescription pursuant to the provisions of this bill.



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

1 **Section 1.** Chapter 441A of NRS is hereby amended by
2 adding thereto a new section to read as follows:

3 1. *Except as otherwise provided in this section or a regulation*
4 *adopted pursuant thereto and notwithstanding any other provision*
5 *of law, a provider of health care or, under the direction of the*
6 *local health officer, an employee of a board of health who*
7 *diagnoses a patient with a sexually transmitted disease may*
8 *dispense a medication or provide a prescription for treatment of*
9 *the sexually transmitted disease for the sexual partner of the*
10 *patient without examining the partner, and may exclude from*
11 *the prescription the name or other identifying information about*
12 *the sexual partner if the prescription specifies the purpose for the*
13 *prescription.*

14 2. *The Board shall adopt regulations for dispensing a*
15 *medication and providing a prescription for treatment of a*
16 *sexually transmitted disease for the sexual partner of a*
17 *patient pursuant to this section, including, without limitation,*
18 *regulations:*

19 (a) *For the reporting of such diseases pursuant to NRS*
20 *441A.150 and any regulation adopted pursuant to the provisions*
21 *of chapter 441A of NRS relating to the reporting of communicable*
22 *diseases;*

23 (b) *Prescribing the types of sexually transmitted diseases for*
24 *which a medication may be dispensed or a prescription may be*
25 *provided for treatment of a sexually transmitted disease for*
26 *the sexual partner of a patient without examining the partner;*
27 *and*

28 (c) *Prescribing the protocols for dispensing a medication and*
29 *providing a prescription for treatment of the sexually transmitted*
30 *disease for the sexual partner of a patient without examining the*
31 *partner.*

32 3. *A person may not dispense a medication or provide a*
33 *prescription for treatment of a sexually transmitted disease for the*
34 *sexual partner of a patient without examining the partner if*
35 *dispensing the medication or providing the prescription is in*
36 *violation of an ethical requirement or standard of practice which*
37 *applies to the professional practice of the person.*

38 4. *As used in this section:*

39 (a) *“Board of health” means a city, county or district board of*
40 *health.*



1 ***(b) "Local health officer" means a city health officer***
2 ***appointed pursuant to NRS 439.430, a county health***
3 ***officer appointed pursuant to 439.290 or a district health officer***
4 ***appointed pursuant to NRS 439.368 or 439.400.***

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