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ASSEMBLY BILL NO. 177—ASSEMBLYWOMEN BENITEZ-THOMPSON,  
TORRES; GONZÁLEZ, MARTINEZ, MARZOLA AND BRITTNEY  
MILLER

FEBRUARY 25, 2021

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JOINT SPONSORS: SENATORS DONATE AND DENIS

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Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions relating to prescriptions.  
(BDR 54-61)

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

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

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AN ACT relating to pharmacy; requiring certain pharmacies to provide information regarding a prescription in a language other than English under certain circumstances; requiring such pharmacies to post notice of the rights of a patient to request information in language other than English; providing immunity from civil liability to a pharmacy or employee for injuries resulting from the translation of such information by a third party under certain circumstances; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

1 Existing law authorizes the State Board of Pharmacy to regulate the practice of  
2 pharmacy and the sale and dispensing of poisons, drugs, chemicals and medicines.  
3 (NRS 639.070) Existing law prescribes requirements for labeling containers for  
4 prescription drugs. (NRS 639.2801) This bill requires each pharmacy, except for an  
5 institutional pharmacy, to provide the information required to be included on the  
6 label of a prescription drug and any other information prescribed by regulations  
7 adopted by the Board in English and, upon request of a prescribing practitioner,  
8 patient or an authorized representative of a patient, any language prescribed by  
9 regulations adopted by the Board. This bill provides that if a pharmacy enters into a  
10 contract with a third party for the translation of the information required to be  
11 provided by the pharmacy, the pharmacy and any employee of the pharmacy is not  
12 liable in any civil action for any injury resulting from the translation by the third



13 party which is not the result of negligence, recklessness or deliberate misconduct of  
14 the pharmacy or employee. Finally, this bill requires a pharmacy subject to this  
15 requirement to post in a conspicuous place: (1) notice of the rights of a patient to  
16 request information in a language other than English; and (2) a list of every  
17 language in which such information may be made available.

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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. Each pharmacy, except for an institutional pharmacy,*  
4 *shall, upon the request of a prescribing practitioner, a patient or*  
5 *an authorized representative of a patient, provide the information*  
6 *required by NRS 639.2801 and any other information prescribed*  
7 *by regulations adopted by the Board pursuant to subsection 3 in*  
8 *English and any language in which the information is required to*  
9 *be provided pursuant to subsection 3.*

10 *2. Each pharmacy subject to the requirements of subsection 1*  
11 *shall post in a conspicuous place:*

12 *(a) Notice of the rights of a patient to request information in a*  
13 *language other than English pursuant to subsection 1; and*

14 *(b) A list of every language in which such information is*  
15 *available.*

16 *3. The Board shall adopt regulations prescribing:*

17 *(a) Every language in which a pharmacy is required to provide*  
18 *information required by paragraph (b) or NRS 639.2801; and*

19 *(b) Any information, in addition to the information prescribed*  
20 *by NRS 639.2801, that a pharmacy subject to the requirements of*  
21 *subsection 1 is required to provide in a language prescribed by*  
22 *paragraph (a).*

23 *4. The Board may adopt such other regulations as are*  
24 *necessary to carry out the provisions of this section.*

25 *5. If a pharmacy enters into a contract with a third party for*  
26 *the translation of the information that the pharmacy is required to*  
27 *provide pursuant to this section, the pharmacy and any employee*  
28 *of the pharmacy are not liable in any civil action for any injury*  
29 *resulting from the translation by the third party which is not the*  
30 *result of negligence, recklessness or deliberate misconduct of the*  
31 *pharmacy or employee.*

32 **Sec. 2.** 1. This section becomes effective upon passage and  
33 approval.

34 2. Section 1 of this act becomes effective:



- 1 (a) Upon passage and approval for the purpose of adopting any  
2 regulations and performing any other preparatory administrative  
3 tasks that are necessary to carry out the provisions of this act; and  
4 (b) On October 1, 2021, for all other purposes.

