

**New Mexico Statewide Standing Order for Registered Pharmacist to Dispense Over the Counter (OTC) Home Pregnancy Test Kits  
December 23, 2024**

**Section A: Authority**

This standing order authorizes any New Mexico registered pharmacist, in accordance with the conditions of their licensure, to dispense any FDA approved over the counter (OTC) home pregnancy test kit to individuals physically present in New Mexico. **This standing order may be used when an individual's insurance would not otherwise cover such a claim submitted under the pharmacist's NPI number.**

State law requires that insurers shall not require a prescription for any drug, item or service that is available without a prescription (NM Stat. § 59A-22-42).

**Section B: Purpose**

Access to reproductive health services is an important public health intervention that enables individuals to more fully engage in family planning that supports their personal health and wellbeing. The purpose of this standing order is to increase access to pregnancy testing for individuals in New Mexico by removing barriers to coverage if an individual has insurance.

**Section C: Order and Dispensing Procedures**

**1. Information and Eligibility Criteria**

Information: Pregnancy testing is an important public health intervention that allows persons who may be pregnant to seek appropriate health care as early as possible.

Eligibility: Individuals of childbearing potential who request an OTC home pregnancy test kit and meet criteria as described in Section A are eligible.

**2. Order to Dispense**

**OTC home pregnancy test kit**

Dispense: 2 test kits

Refill: PRN

Directions for use: use as directed on package.

**3. Patient Education**

Prior to dispensing home pregnancy test kits, the patient should be directed to review the manufacturer's instructions for use found in the box.

The pharmacist may provide additional anticipatory guidance depending on the need of the patient, guardian/parent, or patient's designated representative. The pharmacist may also provide the New Mexico Reproductive Health Hotline at **1-833-76REPRO (1-833-767-3776)** for additional counseling or resources.

**4. Insurance and Billing**

For billing purposes, pharmacy staff will collect patient's insurance information necessary to bill insurance for the selected FDA approved home pregnancy test kits.

- Note insurance coverage and dispensing limits of OTC home pregnancy test kits may vary based on policies of individual insurance plans. This standing order does not guarantee coverage.

**Section D: Limits**

This standing order does not establish the New Mexico Department of Health, or its clinicians, or the dispensing pharmacist as the healthcare provider for the individual. Individuals seeking more comprehensive reproductive healthcare should see a primary care provider.

This standing order does not expire and shall remain in effect unless revoked or replaced by New Mexico Department of Health. This standing order will be reviewed and updated as needed.

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