

New Mexico Statewide Standing Order for Registered Pharmacist to Dispense Over the Counter (OTC) Home Pregnancy Test Kits November 29, 2023

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.

PUBLIC HEALTH DIVISION

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 shall remain in effect until **December 31, 2024** unless revoked earlier. This standing order will be reviewed and updated as needed.

A handwritten signature in blue ink, appearing to be 'CN', with a long horizontal flourish extending to the right.

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