

ENGROSSED HOUSE
BILL NO. 2884

By: Balkman and Terrill of the
House

and

Williamson of the Senate

An Act relating to professions and occupations;
authorizing specific actions of pharmacists;
providing remedy under certain circumstances;
providing for codification; and providing an
effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 353.31 of Title 59, unless there
is created a duplication in numbering, reads as follows:

A. No pharmacist, nor any agent or employee of a pharmacist,
may be required to refer for, dispense, or assist in the dispensing
of any medication if there is reason to believe that the medication
would be used to cause an abortion, destroy an unborn child, or to
cause the death of any person by means of assisted suicide,
euthanasia, or mercy killing when said referral, dispensing, or
assistance in dispensing would be contrary to the religious or moral
convictions of the pharmacist, or agent or employee of the
pharmacist.

No pharmacist, employee, agent, or physician shall be held
liable for the refusal made pursuant to this section. Nothing in
this act shall be construed to create or affect any presumption
concerning whether a pharmacist may or may not refuse to refer for,
dispense, or assist in the dispensing of any other medication,
including contraceptives. This subsection only addresses medication
that is believed to cause an abortion, destroy an unborn child, or

cause the death of a person by means of assisted suicide, euthanasia, or mercy killing.

B. No employee shall be subjected to any form of discrimination or harassment in the workplace, nor shall that person be terminated for exercising rights pursuant to this section. In any action seeking damages or other relief for discrimination, harassment or termination in violation of this section, attorney fees and costs may be awarded to the prevailing party.

SECTION 2. This act shall become effective November 1, 2006.

Passed the House of Representatives the 14th day of March, 2006.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2006.

Presiding Officer of the Senate