Kansas Board of Pharmacy Statement on Pharmacist Exercise of Professional Judgment
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The Kansas State Board of Pharmacy does not endorse or prohibit any prescribed drugs or treatment so long as the drug, diagnosis, and treatment meet the standard of care. Drugs are permitted to be prescribed off-label. Each pharmacist must use their professional judgement in dispensing valid prescriptions while meeting all applicable federal and state statutes and rules. The pharmacist's exercise of professional judgment is critical in protecting the health, safety, and welfare of the public. Pharmacists exercise such professional judgment in performing many duties, including but not limited to: drug utilization reviews; reviewing drug interactions; reviewing patient allergies; adapting prescriptions; maintaining good antibiotic stewardship; preventing the misuse, abuse, and diversion of controlled substances; and abiding by their sincerely held beliefs. A corresponding responsibility rests with the pharmacist who dispenses any prescription.

Relevant Law:

K.S.A. 65-1637(a). The pharmacist shall exercise professional judgment regarding the accuracy, validity and authenticity of any prescription order consistent with federal and state laws and rules and regulations. Except as provided in K.S.A. 65-1635(e), and amendments thereto, and as may otherwise be provided by law, a pharmacist shall not dispense a prescription drug if the pharmacist, in the exercise of professional judgment, determines that the prescription is not a valid prescription order.

K.S.A. 65-1637(n). Except as provided in K.S.A. 65-1635(e), and amendments thereto, and as may otherwise be provided by law, nothing contained in this section shall be construed as preventing a pharmacist from refusing to fill or refill any prescription if, in the pharmacist's professional judgment and discretion, such pharmacist is of the opinion that it should not be filled or refilled.