

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 54.1-2523.1 of the Code of Virginia, relating to Prescription Monitoring*  
3 *Program; disclosure of information.*

4  
5 Approved

[H 657]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 54.1-2523.1 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 54.1-2523.1. Criteria for indicators of misuse; Director's authority to disclose information;**  
9 **intervention.**

10 A. The Director shall develop, in consultation with an advisory panel *which shall include*  
11 *representatives of the Boards of Medicine and Pharmacy*, criteria for indicators of *unusual patterns of*  
12 *prescribing or dispensing of covered substances by prescribers or dispensers and misuse of covered*  
13 *substances by recipients* and a method for analysis of data collected by the Prescription Monitoring  
14 Program using the criteria for indicators of misuse *to identify unusual patterns of prescribing or*  
15 *dispensing of covered substances by individual prescribers or dispensers or potential misuse of a*  
16 *covered substance by a recipient.*

17 ~~Upon the development of such criteria and data analysis,~~ B. *In cases in which analysis of data*  
18 *collected by the Prescription Monitoring Program using the criteria for indicators of misuse indicates*  
19 *an unusual pattern of prescribing or dispensing of a covered substance by an individual prescriber or*  
20 *dispenser or potential misuse of a covered substance by a recipient*, the Director may, in addition to the  
21 discretionary disclosure of information pursuant to § 54.1-2523, ~~disclose information using the criteria~~  
22 ~~that indicates potential misuse by recipients of covered substances to (i) their specific prescribers.~~

23 *1. Disclose information about the unusual prescribing or dispensing of a covered substance by an*  
24 *individual prescriber or dispenser to the Enforcement Division of the Department of Health Professions;*  
25 *or*

26 *2. Disclose information about the specific recipient to (i) the prescriber or prescribers who have*  
27 *prescribed a covered substance to the recipient for the purpose of intervention to prevent such misuse or*  
28 *abuse of such covered substance or (ii) an agent who has completed the Virginia State Police Drug*  
29 *Diversion School designated by the Superintendent of the Department of State Police or designated by*  
30 *the chief law-enforcement officer of any county, city, or town or campus police department for the*  
31 *purpose of an investigation into possible drug diversion.*

ENROLLED

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