

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 [H 657]
5 Approved

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.

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