

## Department of Planning and Budget 2018 Fiscal Impact Statement

1. **Bill Number:** SB 330ER

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

2. **Patron:**    Dunnavant

3. **Committee:** Passed both Houses.

4. **Title:**    THC-A oil; dispensing, tetrahydrocannabinol levels.

5. **Summary:** Adds cannabidiol oil (CBD oil) or THC-A oil to the list of covered substances the dispensing of which must be reported to the Prescription Monitoring Program. The bill requires a practitioner who issues a written certification for CBD oil or THC-A oil to request information from the Director of the Department of Health Professions for the purpose of determining what other covered substances have been dispensed to the patient.

The bill requires the Board of Pharmacy to promulgate regulations that include requirements for (i) a process for registering a CBD oil and THC-A oil product; and (ii) a requirement for an applicant for a pharmaceutical processor permit to have a criminal background check through the Central Criminal Records Exchange to the Federal Bureau of Investigation. The bill requires a pharmacist or pharmacy technician, prior to the initial dispensing of each written certification to (a) make and maintain for two years a paper or electronic copy of the written certification that provides an exact image of the document that is clearly legible, (b) view a current photo identification of the patient, parent, or legal guardian, and (c) verify current board registration of the practitioner and the corresponding patient, parent, or legal guardian. The bill requires that prior to any subsequent dispensing of each written certification, the pharmacist, pharmacy technician, or delivery agent to view the current written certification, a current photo identification of the patient, parent, or legal guardian, and the current board registration issued to the patient, parent, or legal guardian.

Finally, the bill requires a pharmaceutical processor to (i) ensure the percentage of tetrahydrocannabinol in any THC-A oil on site is within 10 percent of the level of tetrahydrocannabinol measured for labeling and to establish a stability testing schedule of THC-A oil.

6. **Budget Amendment Necessary:** No.

7. **No Fiscal Impact.**

**8. Fiscal Implications:** This bill would not have a fiscal impact on the Commonwealth. The provisions of the bill authorize the board to promulgate regulations, however this will not impact the agency or its operations.

**9. Specific Agency or Political Subdivisions Affected:** None.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.