

## Department of Planning and Budget 2020 Fiscal Impact Statement

**1. Bill Number:** SB270

|                        |  |                                     |                                    |
|------------------------|--|-------------------------------------|------------------------------------|
| <b>House of Origin</b> | <input checked="" type="checkbox"/> Introduced | <input type="checkbox"/> Substitute | <input type="checkbox"/> Engrossed |
| <b>Second House</b>    | <input type="checkbox"/> In Committee          | <input type="checkbox"/> Substitute | <input type="checkbox"/> Enrolled  |

**2. Patron:** Bell

**3. Committee:** Education and Health

**4. Title:** Practice of pharmacy; regulation by Board of Pharmacy; report.

**5. Summary:** Provides that compounding of drugs provided to the Department of Corrections for the purpose of carrying out an execution by lethal injection shall constitute the practice of pharmacy and be subject to the requirements of the Drug Control Act and the jurisdiction of the Board of Pharmacy. The bill provides that only outsourcing facilities may compound such drugs; currently, both pharmacies and outsourcing facilities may compound such drugs. The bill also clarifies that the Board of Pharmacy may inspect any pharmacy or other place where drugs, cosmetics, or devices are manufactured, stored, or dispensed in response to complaints received by the Board, in any case in which the Board has reason to believe that the pharmacy or such other place has violated any state or federal law or as otherwise deemed necessary by the Board to protect the health and safety of the public. The bill amends the membership of the Board of Health to include a pharmacist with experience in compounding, requires the Board of Health to educate the public about safe use of compounded drugs, and requires the Board of Health and the Board of Pharmacy to report annually to the Governor and the General Assembly on actions taken to (i) ensure the safety and quality of compounded drugs produced by compounding pharmacies and outsourcing facilities located in the Commonwealth and compounding pharmacies and outsourcing facilities located outside the Commonwealth that provide compounded drugs to patients in the Commonwealth; (ii) reduce illegal use of opioids and opioid abuse in the Commonwealth; and (iii) implement provisions of and ensure compliance with the requirements of Title II of the federal Drug Supply Chain Security Act of 2013 related to prescription drug identification, tracing, and verification.

**6. Budget Amendment Necessary:** Indeterminate.

**7. Fiscal Impact Estimates:** See item #8.

**8. Fiscal Implications:** This bill would not have a fiscal impact on the Department of Health Professions or the Department of Health. Any impact on the Department of Corrections cannot be determined at this time.

**9. Specific Agency or Political Subdivisions Affected:** No.

**10. Technical Amendment Necessary:** None.

**11. Other Comments:** No.