

Department of Planning and Budget 2022 Fiscal Impact Statement

1. **Bill Number:** HB102

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

2. **Patron:** Greenhalgh

3. **Committee:** Committee Referral Pending

4. **Title:** Prescriptions; off-label use.

5. **Summary:** Provides that a licensed health care provider with prescriptive authority may prescribe, administer, or dispense a drug that has been approved for a specific use by the U.S. Food and Drug Administration for an off-label use when the health care provider determines, in his professional judgement, that such off-label use is appropriate for the care and treatment of the patient, and prohibits a pharmacist from refusing to dispense a drug for off-label use if a valid prescription is presented. The bill also requires the Board of Health to include in regulations governing hospitals a provision that no hospital shall deny, revoke, terminate, diminish, or curtail in any way any professional or clinical privilege to a health care provider with prescriptive authority solely on the grounds that such health care provider prescribes, administers, or dispenses a drug that has been approved for a specific use by the U.S. Food and Drug Administration for an off-label use.

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

7. **Fiscal Impact Estimates:** Minimal.

8. **Fiscal Implications:** The provisions of this bill would not have a fiscal impact on the Commonwealth, the Virginia Department of Health, or the Department of Health Professions. Any fiscal impact to amend regulations can be handled within existing resources.

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

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

11. **Other Comments:** None.