



Legislative Council Staff

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Final Fiscal Note

Drafting Number:	LLS 22-0652	Date:	June 27, 2022
Prime Sponsors:	Rep. Luck Sen. Hisey; Sonnenberg	Bill Status:	Postponed Indefinitely
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Bill Topic: OFF-LABEL USE OF APPROVED DRUGS TO TREAT COVID-19

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

The bill would have allowed health care providers to prescribe and dispense FDA-approved therapeutic drugs currently accepted for uses other than prevention or treatment of COVID-19, to prevent or treat COVID-19. This bill would have increased state workload in FY 2022-23.

Appropriation Summary: No appropriation would have been required.

Fiscal Note Status: The fiscal note reflects the introduced bill. This bill was not enacted into law; therefore, the impacts identified in this analysis do not take effect.

Summary of Legislation

The bill allows health care providers to prescribe and dispense FDA-approved therapeutic drugs currently accepted for uses other than prevention or treatment of COVID-19, to prevent or treat COVID-19. The bill specifies that these drugs include hydroxychloroquine sulfate and ivermectin. The authorization applies to prescribers including physicians, physician assistants, and advanced practice nurses, as well as pharmacists. The bill clarifies that prescribing or dispensing drugs in this manner does not constitute unprofessional conduct, and that a regulator will not initiate an investigation, inquiry or other corrective action for this conduct.

State Expenditures

For FY 2022-23, this bill is anticipated to minimally increase workload in the Division of Professions and Occupations in the Department of Regulatory Agencies to update rules, and to conduct outreach and education to health care providers. The fiscal note assumes that this increased workload can be accomplished within existing resources and no change in appropriations is required.

Effective Date

The bill was postponed indefinitely by the House Health and Insurance Committee on March 16, 2022.

State and Local Government Contacts

Health Care Policy and Financing
Public Health and Environment

Information Technology
Regulatory Agencies

Law