



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 1987

PRINTERS NO. 3678

PRIME SPONSOR: Barbin

COST / (SAVINGS)

FUND	FY 2017/18	FY 2018/19
General Fund	\$0	\$0

SUMMARY: House Bill 1987, Printer's Number 3678, amends the Controlled Substance, Drug, Device and Cosmetic Act to limit the distribution of fentanyl and fentanyl derivatives. This legislation is effective in 60 days.

ANALYSIS: HB 1987 amends the Controlled Substance Act by adding a new Section 4.1, which limits the dispensing of fentanyl and fentanyl derivatives to only the following:

- for a patient who is receiving treatment on an inpatient basis or in observation status or during surgery in a health care facility;
- for a patient who is in palliative care or hospice;
- for management of pain associated with cancer; or
- in connection with a medical emergency; or
- for use in the management of chronic pain not associated with cancer, provided the prescriber documents the chronic medical condition in the individual's medical record maintained by the prescriber and states the reason why another medication is not appropriate to address the chronic medical condition.

In instances where a prescriber, in their professional medical judgment, determines fentanyl is appropriate to stabilize an acute medical condition, no more than 7 days can be supplied and the prescriber must document the condition being treated and the reason why no other medication is appropriate for the patient.

HB 1987 also directs the Department of Health (DOH), in consultation with the PA State Police (PSP), to issue an annual report on the number of overdoses related to fentanyl and any reduction in the dispensing of fentanyl.

This section expires two years after the effective date.

FISCAL IMPACT: DOH, in consultation with the PSP, is required to prepare an annual report for two years, the cost of which should be able to be covered with existing funding.

PREPARED BY: Ann Bertolino
House Appropriations Committee (R)

DATE: June 13, 2018

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.