## SB72 ENROLLED



- 1 SB72
- 2 8B7S2HF-3
- 3 By Senators Orr, Melson
- 4 RFD: Healthcare
- 5 First Read: 07-Feb-24

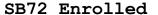
## SB72 Enrolled



1 Enrolled, An Act,

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- 4 Relating to off-label medical treatment; to prohibit
- 5 the Alabama Board of Medical Examiners and the Medical
- 6 Licensure Commission of Alabama from taking adverse action
- 7 against a physician who prescribes or recommends off-label
- 8 medical treatments.
- 9 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
- 10 Section 1. (a) For the purposes of this section, the
- 11 following terms have the following meanings:
- 12 (1) BOARD. The Alabama Board of Medical Examiners, as
- provided in Division 1 of Article 3 of Chapter 24, Title 34,
- 14 Code of Alabama 1975.
- 15 (2) COMMISSION. The Medical Licensure Commission of
- 16 Alabama, as provided in Article 8 of Chapter 24, Title 34,
- 17 Code of Alabama 1975.
- 18 (3) LICENSE. The same meaning as defined in Section
- 19 41-9A-1, Code of Alabama 1975.
- 20 (4) OFF-LABEL MEDICAL TREATMENT. The use of a drug,
- 21 biological product, or device approved by the United States
- 22 Food and Drug Administration (FDA) in any manner other than
- 23 the use approved by the FDA.
- 24 (5) PHYSICIAN. An individual licensed to practice
- 25 medicine in this state.
- 26 (b) Neither the board nor the commission may revoke,
- 27 suspend, fail to renew, or take action against a physician's
- license based solely on his or her recommended or prescribed





- 29 off-label medical treatment, unless the physician's
- recommended or prescribed off-label medical treatment presents
- 31 a threat of significant harm to his or her patients or to the
- 32 general public.
- 33 (c) This section shall not apply to the prescribing,
- 34 administration, or dispensing of any controlled substances, as
- defined in Section 20-2-2, Code of Alabama 1975.
- 36 Section 2. This act shall become effective October 1,
- 37 2024.

## SB72 Enrolled



President and Presiding Officer of the Senate Speaker of the House of Representatives SB72 Senate 05-Mar-24 I hereby certify that the within Act originated in and passed the Senate, as amended. Patrick Harris, Secretary. House of Representatives Amended and passed: 08-May-24 Senate concurred in House amendment 08-May-24 By: Senator Orr

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