## SB72 ENGROSSED

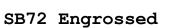


- 1 SB72
- 2 8B7S2HF-2
- 3 By Senators Orr, Melson
- 4 RFD: Healthcare
- 5 First Read: 07-Feb-24

## SB72 Engrossed

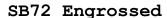


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5	A BILL
6	TO BE ENTITLED
7	AN ACT
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9	Relating to off-label medical treatment; to prohibit
10	the Alabama Board of Medical Examiners and the Medical
11	Licensure Commission of Alabama from taking adverse action
12	against a physician who prescribes or recommends off-label
13	medical treatments.
14	BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:
15	Section 1. (a) For the purposes of this section, the
16	following terms have the following meanings:
17	(1) BOARD. The Alabama Board of Medical Examiners, as
18	provided in Division 1 of Article 3 of Chapter 24, Title 34,
19	Code of Alabama 1975.
20	(2) COMMISSION. The Medical Licensure Commission of
21	Alabama, as provided in Article 8 of Chapter 24, Title 34,
22	Code of Alabama 1975.
23	(3) LICENSE. The same meaning as defined in Section
24	41-9A-1, Code of Alabama 1975.
25	(4) OFF-LABEL MEDICAL TREATMENT. The use of a drug,
26	biological product, or device approved by the United States
27	Food and Drug Administration (FDA) in any manner other than
28	the use approved by the FDA.





- (5) PHYSICIAN. An individual licensed to practicemedicine in this state.
- 31 (b) Neither the board nor the commission may revoke,
  32 suspend, fail to renew, or take action against a physician's
  33 license based solely on his or her recommended or prescribed
  34 off-label medical treatment, unless the physician's
  35 recommended or prescribed off-label medical treatment presents
  36 a threat of significant harm to his or her patients or to the
  37 general public.
- 38 Section 2. This act shall become effective October 1, 39 2024.





40 41 42 Senate Read for the first time and referred ......07-Feb-24 43 44 to the Senate committee on Healthcare 45 46 47 Read for the second time and placed ......21-Feb-24 on the calendar: 48 0 amendments 49 50 51 Read for the third time and passed ............05-Mar-24 52 as amended Yeas 31 53 Nays 0 54 Abstains 0 55 56 57 58 Patrick Harris, 59 Secretary.

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