



Ohio Legislative Service Commission

Justin Pinsker

Fiscal Note & Local Impact Statement

Bill: H.B. 290 of the 131st G.A.

Date: November 17, 2015

Status: As Introduced

Sponsor: Reps. Sprague and Anielski

Local Impact Statement Procedure Required: No

Contents: To permit a physician to treat a terminally ill patient with a drug that is not approved by the United States Food and Drug Administration and permit a drug manufacturer to provide such a drug to the patient or physician

State Fiscal Highlights

- No direct fiscal effect on the state.

Local Fiscal Highlights

- The bill permits a treating physician to use an investigational drug, product, or device that is still in clinical trials and has not been approved for general use by the United States Food and Drug Administration to treat an eligible patient suffering from a terminal illness. There could be a cost to public hospitals if a hospital elects to acquire and provide this medication, product, or device to a terminally ill patient. Costs to public hospitals would depend on whether the patient's insurance would cover the medication, product, or device.

Detailed Fiscal Analysis

The bill permits a treating physician to use an investigational drug, product, or device that is still in clinical trials and has not been approved for general use by the United States Food and Drug Administration to treat an eligible patient suffering from a terminal illness. In addition, the bill requires a treating physician providing an investigational drug, product, or device to secure the patient's informed consent. The bill provides qualified immunity to a physician who recommends or treats an eligible patient with an investigational drug, product, or device as authorized by the bill. According to the Ohio Hospital Association, there could be a cost to public hospitals if a hospital elects to acquire and provide this medication, product, or device to a terminally ill patient. Costs to public hospitals would depend on whether the patient's insurance would cover the medication, product, or device.