

**H.B. No. 0145**

**Pharmaceutical manufacturers-promotion of off label use.**

Sponsored By: Representative(s) Clem, Barlow, Hallinan,  
Halverson, Jennings and Lone and Senator(s)  
Bouchard

AN ACT relating to food and drugs; allowing pharmaceutical manufacturers to engage in truthful promotion of an off label use of a drug, biological product or device; specifying that truthful promotion of an off label use is not misbranding; disallowing action by a licensing board against a licensee solely for engaging in truthful promotion or prescribing of an off label use of a drug, biological product or device; specifying that this act does not require a health care insurer to cover the cost of off label use; specifying that the off label promotion or prescribing of a drug does not create a cause of action; providing definitions; and providing for an effective date.

2/12/2018 Bill Number Assigned  
2/13/2018 H Received for Introduction  
2/15/2018 H Introduced and Referred to H10 - Labor 53-6-1-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allen, Barlow, Biteman, Blackburn, Blake, Brown, Burkhart, Clausen, Clem, Court, Crank, Edwards, Eklund, Eyre, Flitner, Freeman, Furphy, Gierau, Gray, Haley, Hallinan, Halverson, Harshman, Henderson, Hunt, Jennings, Kinner, Kirkbride, Larsen, Laursen, Lindholm, Lone, Loucks, MacGuire, Madden, Miller, Nicholas, Northrup, Obermueller, Olsen, Paxton, Piiparinen, Pownall, Salazar, Schwartz, Simpson, Sommers, Steinmetz, Stith, Sweeney, Walters, Winters, Zwonitzer

**Nays:** Representative(s) Bovee, Byrd, Connolly, Dayton, Pelkey, Wilson

**Excused:** Representative Greear

**Ayes** 53    **Nays** 6    **Excused** 1    **Absent** 0    **Conflicts** 0

2/20/2018 H10 - Labor:Do Pass Failed 4-5-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Clem, Hallinan, Halverson, Lone

**Nays:** Representative(s) Barlow, Dayton, Gierau, MacGuire, Sweeney

**Ayes** 4    **Nays** 5    **Excused** 0    **Absent** 0    **Conflicts** 0

2/20/2018 H postponed indefinitely