

HB 1685 -- INVESTIGATIONAL DRUGS

SPONSOR: Neely

This bill allows, but does not require, a manufacturer of an investigational drug, biological product, or device to make available the manufacturer's investigational drug, biological product, or device to eligible patients.

A manufacturer may:

- (1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or
- (2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

The bill does not require a health care insurer to provide coverage for the cost of any investigational drug, biological product, or device but a health care insurer may provide coverage for an investigational drug, biological product, or device.

A state agency or regulatory board cannot revoke, fail to renew, or take any other action against a physician's license issued under Chapter 334, RSMo, based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Any official, employee, or agent of this state who blocks or attempts to block access of an eligible patient to an investigational drug, biological product, or device is guilty of a class A misdemeanor.

The bill contains a severability clause and if a provision or its application to any person or circumstance is held invalid, the invalidity does not affect its other provisions or applications.