

Amendment to HB 732-FN

1 Amend RSA 167:3-n, I-III as inserted by section 1 of the bill by replacing it with the following:

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3 I. In this section:

4 (a) "Psychotropic drugs" shall have the same meaning as "psychotropic medication",
5 defined in RSA 169-D:2, XIII-a, and shall include stimulants, including ADHD drugs such as
6 methylphenidate, antidepressants, antipsychotics, and other behavioral drugs.

7 (b) "Medical care providers" shall have the same meaning as in RSA 507-E:1, II.

8 (c) "FDA medication guides" are handouts that come with many prescription medicines.
9 The guides address issues that are specific to particular drugs and drug classes, and they contain
10 FDA-approved information that can help patients avoid serious adverse events.

11 (d) "State-designated caregiver" shall mean the department of health and human
12 services if the department has authority to consent to medical treatment for the minor in accordance
13 with RSA 463:12-a.

14 II.(a) Medical care providers prescribing psychotropic drugs to minors under Medicaid shall
15 provide FDA medication guides to the parent, legal guardian, or state-designated caregiver before
16 the prescription is issued.

17 (b) A physical copy of the FDA medication guide shall be printed and reviewed with the
18 parent, legal guardian, or state-designated caregiver to explain:

19 (1) The FDA-identified risks of the medication, including pediatric-specific warnings.

20 (2) The signs of potential side effects and adverse drug reactions detailed within the
21 medication guide.

22 III. Before a medical care provider prescribes a psychotropic drug, the provider shall obtain
23 written informed consent from the parent, legal guardian, or state-designated caregiver confirming
24 they have received and reviewed the FDA medication guide and understand the associated risks and
25 side effects.

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AMENDED ANALYSIS

This bill requires medical care providers to review FDA medication guides with the parent, guardian, or state-designated caregiver before prescribing a psychotropic drug for a minor under Medicaid.