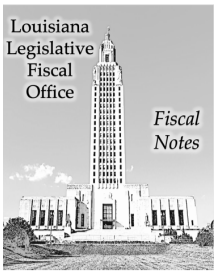


**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 815** HLS 24RS 1030

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> April 30, 2024	2:05 PM	<b>Author:</b> BILLINGS
<b>Dept./Agy.:</b> LDH		<b>Analyst:</b> Shawn Hotstream
<b>Subject:</b> Information		

HEALTH/LDH

EG SEE FISC NOTE

Page 1 of 1

Provides relative to certain federally-regulated information

Proposed law requires the Louisiana Department of Health (LDH) to ensure that all descriptive advertising and promotional materials relating to drugs, pharmaceuticals, medical treatments, or vaccines created or displayed by LDH follow the respective federal laws and adhere to the United States Food and Drug Administration rules regarding commercial advertising. The manufacturer of any drug, pharmaceutical, medical device or vaccine whose advertisements or promotional materials are displayed or distributed by LDH but are determined to be noncompliant shall receive notice from LDH within 30 days of the publication or broadcast of the advertisement or material, detailing how to comply with the US FDA without penalty. The manufacturer shall remedy its noncompliance within 30 days of receiving notice. If, after notice has been received, the 30 day period has lapsed, and there is still non compliance, it shall be subject to immediate removal from publication and broadcast. LDH shall produce only drug, pharmaceutical, medical device, or vaccine-related advertisements and promotional materials that comply with the provisions set forth by the US FDA.

<b>EXPENDITURES</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>2027-28</b>	<b>2028-29</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	<b>SEE BELOW</b>	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2024-25</b>	<b>2025-26</b>	<b>2026-27</b>	<b>2027-28</b>	<b>2028-29</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

This measure requires LDH and manufacturers to comply with federal commercial advertising laws and USDA rules related to drugs, pharmaceuticals, medical treatments, or vaccines created or displayed by LDH. The fiscal office is working with LDH to determine any expenditure impact to the department related to review and compliance duties under this measure. This fiscal note will be updated as additional information is provided. LDH has not indicated if existing staff and resources can be utilized to ensure all descriptive advertising and promotional materials adhere to Federal advertising guidelines.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate

Dual Referral Rules

House

13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}

6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}

13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

**Patrice Thomas**  
**Deputy Fiscal Officer**