1	SENATE BILL NO. 1135
2	AMENDMENT IN THE NATURE OF A SUBSTITUTE
3	(Proposed by the Senate Committee on Education and Health
4	on January 30, 2025)
5	(Patron Prior to Substitute—Senator Boysko)
6	A BILL to direct the Board of Pharmacy to promulgate regulations that allow for the prescribing, possessing,
7	dispensing, and use of crystalline polymorph psilocybin.
8	Be it enacted by the General Assembly of Virginia:
9	1. § 1. Upon approval by the U.S. Food and Drug Administration (FDA) of the pharmaceutical composition
10	of crystalline polymorph psilocybin, the Board of Pharmacy shall promulgate regulations to make the
11	following activities legal in the Commonwealth: (i) the clinically appropriate prescription for a patient of
12	the FDA-approved pharmaceutical composition of crystalline polymorph psilocybin by a health care
13	provider licensed to prescribe medications in the Commonwealth and acting within his authorized scope of
14	practice; (ii) the dispensing, pursuant to a valid prescription, of the FDA-approved pharmaceutical
15	composition of crystalline polymorph psilocybin to a patient or a patient's authorized representative by a
16	pharmacist or by another health care provider licensed to dispense medications in the Commonwealth and
17	acting within his authorized scope of practice; (iii) the possession, distribution, and transport of the
18	FDA-approved pharmaceutical composition of crystalline polymorph psilocybin by a patient to whom a
19	valid prescription was issued or by the patient's authorized representative; (iv) the possession, distribution,
20	and transport of the FDA-approved pharmaceutical composition of crystalline polymorph psilocybin by a
21	licensed pharmacy or wholesaler in order to facilitate the appropriate dispensing and use of the drug; and
22	(v) the use of the FDA-approved pharmaceutical composition of crystalline polymorph psilocybin by a
23	patient to whom a valid prescription was issued, provided the patient uses the drug only for legitimate
24	medical purposes in conformity with instructions from the prescriber and dispenser. At its next quarterly
25	meeting following rescheduling by the U.S. Drug Enforcement Administration of the pharmaceutical
26	composition of crystalline polymorph psilocybin, the Board of Pharmacy shall initiate rulemaking to amend
27	its regulations in accordance with the requirements of Article 2 (§ 2.2-4006 et seq. of the Code of Virginia)

of the Administrative Process Act to conform to the provisions of this act.

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