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Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 984, L.D. 1333, “An Act Concerning the Dispensation of Naloxone Hydrochloride by Emergency Medical Services Providers”

Amend the bill by striking out the title and substituting the following:

'An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers'

Amend the bill by inserting after the title and before the enacting clause the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, an increasing number of residents of Maine are dying as a result of opioid-related overdoses; and

Whereas, increasing naloxone hydrochloride distribution is critical to saving lives; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 22 MRSA §2353, sub-§2-A is enacted to read:

2-A. Dispensing of naloxone hydrochloride by emergency medical services persons, ambulance services and nontransporting emergency medical services. Notwithstanding any provision of law to the contrary, pursuant to a standing order issued in accordance with protocols developed by the Medical Direction and Practices Board pursuant to Title 32, section 88-B, subsection 1, paragraph A, an emergency medical services person, ambulance service or nontransporting emergency medical service licensed

COMMITTEE AMENDMENT

1 under Title 32, chapter 2-B may dispense naloxone hydrochloride to an individual of any
2 age at risk of experiencing an opioid-related drug overdose or to a member of the
3 individual's immediate family, a friend of the individual or another person in a position to
4 assist the individual if the individual is at risk of experiencing an opioid-related drug
5 overdose.

6 **Sec. 2. 22 MRSA §7250, sub-§4, ¶K**, as amended by PL 2017, c. 213, §6, is further
7 amended to read:

8 K. The chief medical officer, medical director or other administrative prescriber
9 employed by a licensed hospital, insofar as the information relates to prescriptions
10 written by prescribers employed by that licensed hospital; ~~and~~

11 **Sec. 3. 22 MRSA §7250, sub-§4, ¶K-1** is enacted to read:

12 K-1. The chief medical officer, medical director or other administrative prescriber
13 employed by a federally qualified health center as defined in 42 United States Code,
14 Section 1395x, subsection (aa) (1993) or a group practice of prescribers insofar as the
15 information relates to prescriptions written by prescribers employed by the federally
16 qualified health center or the group practice; and

17 **Sec. 4. 32 MRSA §85, sub-§8** is enacted to read:

18 **8. Naloxone hydrochloride.** An emergency medical services person licensed under
19 this chapter may dispense naloxone hydrochloride in accordance with Title 22, section
20 2353, subsection 2-A and the rules adopted and protocols developed for emergency medical
21 services persons under this chapter.

22 **Sec. 5. 32 MRSA §86, sub-§4** is enacted to read:

23 **4. Naloxone hydrochloride.** An ambulance service or a nontransporting emergency
24 medical service licensed under this chapter may dispense naloxone hydrochloride in
25 accordance with Title 22, section 2353, subsection 2-A and the rules adopted and protocols
26 developed for ambulance services and nontransporting emergency medical services under
27 this chapter.'

28 Amend the bill by adding before the summary the following:

29 **'Emergency clause.** In view of the emergency cited in the preamble, this legislation
30 takes effect when approved.'

31 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
32 number to read consecutively.

33 SUMMARY

34 This amendment, which is the unanimous report of the committee, replaces the bill. It
35 accomplishes the following:

36 1. It authorizes emergency medical services persons, ambulance services and
37 nontransporting emergency medical services to dispense naloxone hydrochloride to an
38 individual who is at risk of experiencing an opioid-related drug overdose or to the
39 individual's immediate family, a friend of the individual or another person in a position to
40 assist the individual; and

- 1 2. It authorizes the chief medical officer, medical director or other administrative
- 2 prescriber employed by a federally qualified health center or group practice to access
- 3 prescription monitoring information pursuant to the Controlled Substances Prescription
- 4 Monitoring Program when the access relates to the prescriptions written by the prescribers
- 5 employed at the center or practice.