



128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1558

H.P. 1074

House of Representatives, May 2, 2017

**An Act To Require That Municipalities and Counties Recover the
Cost of Opioid Antagonist Treatment from Repeat Recipients**

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "R. B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative HEAD of Bethel. (GOVERNOR'S BILL)
Cosponsored by Senator CYRWAY of Kennebec and
Representative: PICCHIOTTI of Fairfield.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 30-A MRSA §3111** is enacted to read:

3 **§3111. Recovering costs of opioid antagonists**

4 **1. Definitions.** As used in this section, unless the context otherwise indicates, the
5 following terms have the following meanings.

6 A. "Opioid antagonist" means naloxone hydrochloride or other similarly acting drug
7 that is approved by the federal Food and Drug Administration for the treatment of an
8 opioid overdose.

9 B. "Opioid-related drug overdose" has the same meaning as in Title 22, section 2353,
10 subsection 1, paragraph C.

11 **2. Reimbursement required.** When a municipality or county or an agent of either
12 administers an opioid antagonist to an individual experiencing an opioid-related drug
13 overdose, the municipality or county or agent shall make all reasonable efforts to identify
14 whether that individual has previously been administered an opioid antagonist. The
15 municipality or county or agent shall make all reasonable efforts to recover the cost of the
16 dose administered if it is not the first opioid antagonist administered to the individual.

17 **3. Penalty.** A municipality or county that violates this section is subject to a fine of
18 \$1,000 per incident. The Department of Health and Human Services shall enforce this
19 section.

20 **SUMMARY**

21 This bill requires municipalities, counties and their agents, including contracted first
22 responders, to recoup the cost of administering naloxone hydrochloride and other opioid
23 antagonists from individuals to whom they administer those medications a 2nd or
24 subsequent time.