

# HOUSE BILL 1207

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8lr2832

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By: **Delegates Beitzel, Hill, and A. Miller**  
Introduced and read first time: February 8, 2018  
Assigned to: Health and Government Operations

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## A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – Ibogaine Treatment Study Program**

3 FOR the purpose of establishing the Ibogaine Treatment Study Program in the Maryland  
4 Department of Health; providing for the purpose of the Program; requiring the  
5 Department, on or before a certain date, to select a certain number of academic  
6 medical centers to participate in the Program on or before a certain date; requiring  
7 the Department to provide funding to academic medical centers selected to  
8 participate in the Program to conduct a certain study for a certain period of time;  
9 requiring the Governor to include in the annual budget for certain fiscal years a  
10 certain appropriation for the Program; requiring that certain unexpended funds  
11 revert to the General Fund; requiring the Department to report to the Governor and  
12 the General Assembly certain findings and recommendations on or before a certain  
13 date; defining certain terms; providing for the termination of this Act; and generally  
14 relating to the Ibogaine Treatment Study Program.

15 BY adding to

16 Article – Health – General  
17 Section 8–1201 through 8–1205 to be under the new subtitle “Subtitle 12.  
18 Ibogaine Treatment Study Program”  
19 Annotated Code of Maryland  
20 (2015 Replacement Volume and 2017 Supplement)

21 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
22 That the Laws of Maryland read as follows:

23 **Article – Health – General**

24 **SUBTITLE 12. IBOGAINE TREATMENT STUDY PROGRAM.**

25 **8–1201.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
2 INDICATED.

3 (B) "ACADEMIC MEDICAL CENTER" HAS THE MEANING STATED IN § 13-3301  
4 OF THIS ARTICLE.

5 (C) "IBOGAINE" MEANS THE NATURALLY OCCURRING PSYCHOACTIVE  
6 SUBSTANCE FOUND IN THE ROOT BARK OF THE IBOGA PLANT.

7 (D) "IBOGAINE TREATMENT" MEANS THE ADMINISTERING OR DISPENSING  
8 OF IBOGAINE BY A HEALTH CARE PRACTITIONER IN A HEALTH CARE FACILITY TO  
9 OPIOID-DEPENDENT INDIVIDUALS.

10 (E) (1) "OPIOID DEPENDENCE" HAS THE MEANING STATED IN THE  
11 DIAGNOSTIC AND STATISTICAL MANUAL OF MENTAL DISORDERS, 4TH EDITION,  
12 PUBLISHED BY THE AMERICAN PSYCHIATRIC ASSOCIATION.

13 (2) "OPIOID DEPENDENCE" INCLUDES:

14 (I) A MALADAPTIVE PATTERN OF SUBSTANCE USE LEADING TO  
15 CLINICALLY SIGNIFICANT IMPAIRMENT OR DISTRESS; AND

16 (II) A COMBINATION OF SEVERAL OF THE FOLLOWING SIGNS  
17 AND SYMPTOMS:

18 1. INCREASING DRUG TOLERANCE;

19 2. WITHDRAWAL SIGNS AND SYMPTOMS;

20 3. A DESIRE OR UNSUCCESSFUL EFFORT TO CUT DOWN  
21 OR CONTROL SUBSTANCE USE;

22 4. LOSS OF SOCIAL, OCCUPATIONAL, OR RECREATIONAL  
23 ACTIVITIES BECAUSE OF SUBSTANCE USE; AND

24 5. CONTINUING SUBSTANCE USE DESPITE  
25 CONSEQUENCES.

26 (F) "OPIOID-DEPENDENT INDIVIDUAL" MEANS AN INDIVIDUAL WHO HAS AN  
27 OPIOID DEPENDENCE.

28 (G) "PROGRAM" MEANS THE IBOGAINE TREATMENT STUDY PROGRAM

1 ESTABLISHED UNDER THIS SUBTITLE.

2 **8-1202.**

3 (A) THERE IS AN IBOGAININE TREATMENT STUDY PROGRAM IN THE  
4 DEPARTMENT.

5 (B) THE PURPOSE OF THE PROGRAM IS TO:

6 (1) EVALUATE THE EFFECTIVENESS AND SAFETY OF IBOGAININE  
7 TREATMENT FOR OPIOID DEPENDENCE; AND

8 (2) COMPARE THE EFFECTIVENESS OF IBOGAININE TREATMENT WITH  
9 CONVENTIONAL TREATMENT METHODS AND INTERVENTIONS, INCLUDING OPIOID  
10 REPLACEMENT THERAPY.

11 **8-1203.**

12 (A) ON OR BEFORE JULY 1, 2019, THE DEPARTMENT SHALL SELECT ONE OR  
13 MORE ACADEMIC MEDICAL CENTERS TO PARTICIPATE IN THE PROGRAM.

14 (B) THE DEPARTMENT SHALL PROVIDE FUNDING TO ACADEMIC MEDICAL  
15 CENTERS SELECTED TO PARTICIPATE IN THE PROGRAM TO CONDUCT A 2-YEAR  
16 STUDY OF IBOGAININE TREATMENT.

17 **8-1204.**

18 (A) FOR FISCAL YEAR 2020 AND FISCAL YEAR 2021, THE GOVERNOR SHALL  
19 INCLUDE IN THE ANNUAL BUDGET AN APPROPRIATION OF \$250,000 FOR THE  
20 PROGRAM.

21 (B) ANY FUNDS APPROPRIATED UNDER SUBSECTION (A) OF THIS SECTION  
22 THAT ARE NOT EXPENDED FOR THE PROGRAM AT THE END OF FISCAL YEAR 2021  
23 SHALL REVERT TO THE GENERAL FUND.

24 **8-1205.**

25 ON OR BEFORE DECEMBER 1, 2021, THE DEPARTMENT SHALL REPORT TO  
26 THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT  
27 ARTICLE, THE GENERAL ASSEMBLY ON THE FINDINGS AND RECOMMENDATIONS  
28 FROM THE PROGRAM.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
30 1, 2018. It shall remain effective for a period of 4 years and, at the end of June 30, 2022,

1 this Act, with no further action required by the General Assembly, shall be abrogated and  
2 of no further force and effect.