

SENATE BILL 476

J1, J2, J3

8lr2714

By: **Senator Klausmeier**

Introduced and read first time: January 26, 2018

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Dispensing of Naloxone – Hospital Emergency Departments – Registered Nurses**

3 FOR the purpose of authorizing a certain health care provider to delegate the dispensing
4 of naloxone to a certain registered nurse under certain circumstances; and generally
5 relating to health care providers and the dispensing of naloxone.

6 BY repealing and reenacting, with amendments,
7 Article – Health – General
8 Section 13–3106
9 Annotated Code of Maryland
10 (2015 Replacement Volume and 2017 Supplement)

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

13 **Article – Health – General**

14 13–3106.

15 (a) A licensed health care provider with prescribing authority may prescribe and
16 dispense naloxone to an individual who:

17 (1) Is believed by the licensed health care provider to be at risk of
18 experiencing an opioid overdose; or

19 (2) Is in a position to assist an individual at risk of experiencing an opioid
20 overdose.

21 (b) (1) A licensed health care provider with prescribing authority may
22 prescribe and dispense naloxone by issuing a standing order if the licensed health care
23 provider:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) Is employed by the Department or a local health department; or

2 (ii) Has a written agreement with an authorized private or public
3 entity under § 13–3104 of this subtitle.

4 (2) A licensed health care provider with prescribing authority who issues a
5 standing order under paragraph (1) of this subsection may delegate the dispensing of
6 naloxone to [an]:

7 (I) AN employee or a volunteer of an authorized private or public
8 entity in accordance with a written agreement under § 13–3104 of this subtitle; AND

9 (II) A LICENSED REGISTERED NURSE, WHILE WORKING IN A
10 HOSPITAL EMERGENCY DEPARTMENT, IN ACCORDANCE WITH A PRESCRIPTION OR
11 STANDING ORDER ISSUED BY THE LICENSED HEALTH CARE PROVIDER WITH
12 PRESCRIBING AUTHORITY IN ACCORDANCE WITH THIS SUBSECTION.

13 (3) Any licensed health care provider who has dispensing authority also
14 may dispense naloxone to any individual in accordance with a standing order issued by a
15 licensed health care provider with prescribing authority in accordance with this subsection.

16 (c) A pharmacist may dispense naloxone in accordance with a therapy
17 management contract under Title 12, Subtitle 6A of the Health Occupations Article.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2018.