



Reprinted
January 17, 2018

SENATE BILL No. 13

DIGEST OF SB 13 (Updated January 16, 2018 2:37 pm - DI 128)

Citations Affected: IC 16-31; IC 34-30.

Synopsis: Administration of overdose intervention drugs. Provides that community corrections officers and probation officers may administer an overdose intervention drug. Requires community corrections officers and probation officers to report the use of an overdose intervention drug to the emergency ambulance service responsible for reporting the use to the Indiana emergency medical services commission. Requires that persons permitted to administer an overdose intervention drug must receive education and training on drug overdose response and treatment, including the administration of an overdose intervention drug before the person may administer an overdose intervention drug. Provides civil immunity to community correction officers and probation officers who administer an overdose intervention drug. Provides civil immunity to a person who has an agency relationship with a community correction officer or probation officer who administers an overdose intervention drug. Makes conforming amendments.

Effective: July 1, 2018.

Glick

January 3, 2018, read first time and referred to Committee on Civil Law.
January 8, 2018, reported favorably — Do Pass.
January 16, 2018, read second time, amended, ordered engrossed.

SB 13—LS 6176/DI 132



Reprinted
January 17, 2018

Second Regular Session 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

SENATE BILL No. 13

A BILL FOR AN ACT to amend the Indiana Code concerning health.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 16-31-3-23.5, AS AMENDED BY P.L.32-2015,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 23.5. (a) The following may administer an
4 overdose intervention drug to an individual who is suffering from an
5 overdose:
6 (1) An advanced emergency medical technician.
7 **(2) A community corrections officer.**
8 ~~(2) (3) An emergency medical responder.~~
9 ~~(3) (4) An emergency medical technician.~~
10 ~~(4) (5) A firefighter or volunteer firefighter.~~
11 ~~(5) (6) A law enforcement officer.~~
12 ~~(6) (7) A paramedic.~~
13 **(8) A probation officer.**
14 (b) A health care provider who is licensed in Indiana and whose
15 scope of practice includes the prescribing of medication may write a
16 prescription, drug order, standing order, or protocol for an overdose
17 intervention drug for any of the following:

SB 13—LS 6176/DI 132



- 1 (1) An advanced emergency medical technician.
 2 **(2) A community corrections program.**
 3 ~~(2) (3)~~ (3) An emergency medical responder.
 4 ~~(3) (4)~~ (4) An emergency medical technician.
 5 ~~(4) (5)~~ (5) A fire department or volunteer fire department.
 6 ~~(5) (6)~~ (6) A law enforcement agency.
 7 ~~(6) (7)~~ (7) A paramedic.
 8 **(8) A probation department.**
 9 (c) A pharmacist licensed under IC 25-26 may dispense a valid
 10 prescription, drug order, standing order, or protocol for an overdose
 11 intervention drug issued in the name of any of the following:
 12 (1) An advanced emergency medical technician.
 13 **(2) A community corrections program.**
 14 ~~(2) (3)~~ (3) An emergency medical responder.
 15 ~~(3) (4)~~ (4) An emergency medical technician.
 16 ~~(4) (5)~~ (5) A fire department or volunteer fire department.
 17 ~~(5) (6)~~ (6) A law enforcement agency.
 18 ~~(6) (7)~~ (7) A paramedic.
 19 **(8) A probation department.**
 20 **(d) A person described in subsection (a) must receive education**
 21 **and training on drug overdose response and treatment, including**
 22 **the administration of an overdose intervention drug, before the**
 23 **person may administer an overdose intervention drug to an**
 24 **individual who is suffering from an overdose.**
 25 SECTION 2. IC 16-31-3-23.7, AS AMENDED BY P.L.6-2016,
 26 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2018]: Sec. 23.7. (a) An advanced emergency medical
 28 technician, **a community corrections officer**, an emergency medical
 29 responder, an emergency medical technician, a firefighter, a volunteer
 30 firefighter, a law enforcement officer, **or a paramedic, or a probation**
 31 **officer** who:
 32 (1) administers an overdose intervention drug; or
 33 (2) is summoned immediately after an overdose intervention drug
 34 is administered;
 35 shall inform the emergency ambulance service responsible for
 36 submitting the report to the commission of the number of times an
 37 overdose intervention drug has been administered.
 38 (b) The emergency ambulance service shall include information
 39 received under subsection (a) in the emergency ambulance service's
 40 report to the commission under the emergency medical services system
 41 review in accordance with the commission's rules.
 42 SECTION 3. IC 16-31-6-2.5, AS AMENDED BY P.L.32-2015,



1 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 2 JULY 1, 2018]: Sec. 2.5. (a) Except for an act of gross negligence or
 3 willful misconduct, an advanced emergency medical technician, **a**
 4 **community corrections officer**, an emergency medical responder, an
 5 emergency medical technician, a firefighter or volunteer firefighter, a
 6 law enforcement officer, ~~or~~ a paramedic, **or a probation officer** who
 7 administers an overdose intervention drug according to standards
 8 established by:

9 (1) the department or agency that oversees the individual's
 10 employment in providing emergency medical services; or

11 (2) the commission under IC 16-31-2-9;

12 to an individual suffering from an overdose is immune from civil
 13 liability for acts or omissions when administering the drug.

14 (b) If:

15 (1) an advanced emergency medical technician;

16 **(2) a community corrections officer;**

17 ~~(3)~~ **(3)** an emergency medical responder;

18 ~~(4)~~ **(4)** an emergency medical technician;

19 ~~(5)~~ **(5)** a firefighter or volunteer firefighter;

20 ~~(6)~~ **(6)** a law enforcement officer; ~~or~~

21 ~~(7)~~ **(7)** a paramedic; **or**

22 **(8) a probation officer;**

23 is immune from civil liability for the individual's act or omission when
 24 administering an overdose intervention drug, a person who has only an
 25 agency relationship with the advanced emergency medical technician,
 26 **community corrections officer**, emergency medical responder,
 27 emergency medical technician, firefighter or volunteer firefighter, law
 28 enforcement officer, ~~or~~ paramedic, **or probation officer** is also
 29 immune from civil liability for the act or omission.

30 SECTION 4. IC 34-30-2-68.6, AS ADDED BY THE TECHNICAL
 31 CORRECTIONS BILL OF THE 2018 GENERAL ASSEMBLY, IS
 32 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2018]:
 33 Sec. 68.6. IC 16-31-6-2.5 (Concerning administration of an overdose
 34 intervention drug by emergency medical personnel, **a community**
 35 **corrections officer**, a firefighter, a volunteer firefighter, a law
 36 enforcement officer, ~~or~~ a paramedic, **or a probation officer**).



COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred Senate Bill No. 13, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 13 as introduced.)

HEAD, Chairperson

Committee Vote: Yeas 7, Nays 0

 SENATE MOTION

Madam President: I move that Senate Bill 13 be amended to read as follows:

Page 1, line 7, delete "correction" and insert "**corrections**".

Page 2, line 2, delete "correction officer." and insert "**corrections program.**".

Page 2, line 8, delete "officer." and insert "**department.**".

Page 2, line 13, delete "correction officer." and insert "**corrections program.**".

Page 2, line 19, delete "officer." and insert "**department.**".

Page 2, line 23, delete "correction" and insert "**corrections**".

Page 2, line 41, delete "correction" and insert "**corrections**".

Page 3, line 11, delete "correction" and insert "**corrections**".

Page 3, line 21, delete "correction" and insert "**corrections**".

Page 3, line 30, delete "correction" and insert "**corrections**".

(Reference is to SB 13 as printed January 9, 2018.)

YOUNG M



SENATE MOTION

Madam President: I move that Senate Bill 13 be amended to read as follows:

Page 2, between lines 19 and 20, begin a new paragraph and insert:

"(d) A person described in subsection (a) must receive education and training on drug overdose response and treatment, including the administration of an overdose intervention drug, before the person may administer an overdose intervention drug to an individual who is suffering from an overdose."

(Reference is to SB 13 as printed January 9, 2018.)

YOUNG M

