

HOUSE BILL 1041

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5lr1355

By: **Delegates Fisher, Aumann, Kittleman, Krebs, McDonough, W. Miller, Oaks, and West**

Introduced and read first time: February 13, 2015

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – Opioids Time–Lock Dispenser Pilot Program**

3 FOR the purpose of requiring the Secretary of Health and Mental Hygiene to establish a
4 certain opioids time–lock dispenser pilot program; requiring the Secretary to adopt
5 certain regulations to implement the pilot program; authorizing the regulations to
6 include any other provisions necessary to carry out the pilot program; prohibiting
7 the regulations from requiring an individual to pay a fee in order to get a time–lock
8 dispenser; requiring the Secretary to submit a report annually to the Governor and
9 the General Assembly on the progress of the pilot program; defining a certain term;
10 and generally relating to the opioids time–lock dispenser pilot program.

11 BY adding to

12 Article – Health – General

13 Section 8–4A–01 to be under the new subtitle “Subtitle 4A. Opioids Time–Lock
14 Dispenser Pilot Program”

15 Annotated Code of Maryland

16 (2009 Replacement Volume and 2014 Supplement)

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

19 **Article – Health – General**

20 **SUBTITLE 4A. OPIOIDS TIME–LOCK DISPENSER PILOT PROGRAM.**

21 **8–4A–01.**

22 **(A) IN THIS SECTION, “TIME–LOCK DISPENSER” MEANS A DEVICE THAT IS**
23 **PROGRAMMED TO DISPENSE MEDICATION ON A SCHEDULE.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(B) THE SECRETARY SHALL ESTABLISH AN OPIOIDS TIME-LOCK DISPENSER**
2 **PILOT PROGRAM UNDER WHICH THE DEPARTMENT:**

3 **(1) PROVIDES TIME-LOCK DISPENSERS TO INDIVIDUALS IN THE**
4 **STATE WHO ARE PRESCRIBED OPIOIDS; AND**

5 **(2) STUDIES THE EFFECT OF THE USE OF THE TIME-LOCK**
6 **DISPENSERS ON THE RATE OF INDIVIDUALS IN THE STATE WHO OVERDOSE ON**
7 **OPIOIDS.**

8 **(C) (1) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE**
9 **SECRETARY SHALL ADOPT REGULATIONS TO IMPLEMENT THE PILOT PROGRAM**
10 **REQUIRED UNDER SUBSECTION (B) OF THIS SECTION, INCLUDING REGULATIONS**
11 **THAT:**

12 **(I) ESTABLISH THE QUALIFICATIONS AN INDIVIDUAL MUST**
13 **HAVE TO RECEIVE A TIME-LOCK DISPENSER; AND**

14 **(II) REQUIRE AN INDIVIDUAL TO RETURN A TIME-LOCK**
15 **DISPENSER.**

16 **(2) THE REGULATIONS MAY INCLUDE ANY OTHER PROVISIONS**
17 **NECESSARY TO CARRY OUT THE PILOT PROGRAM.**

18 **(3) THE REGULATIONS MAY NOT REQUIRE AN INDIVIDUAL TO PAY A**
19 **FEE TO RECEIVE A TIME-LOCK DISPENSER.**

20 **(D) THE SECRETARY SHALL SUBMIT A REPORT ANNUALLY TO THE**
21 **GOVERNOR AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT**
22 **ARTICLE, THE GENERAL ASSEMBLY ON THE PROGRESS OF THE PILOT PROGRAM**
23 **REQUIRED UNDER SUBSECTION (B) OF THIS SECTION.**

24 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**
25 **October 1, 2015.**