

SECOND REGULAR SESSION

HOUSE BILL NO. 2603

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PATTERSON.

5434H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 195.206, RSMo, and to enact in lieu thereof one new section relating to naltrexone hydrochloride.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 195.206, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 195.206, to read as follows:

195.206. 1. As used in this section, the following terms shall mean:

(1) **"Addiction mitigation medication", naltrexone hydrochloride that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;**

(2) "Opioid antagonist", naloxone hydrochloride that blocks the effects of an opioid overdose that is administered in a manner approved by the United States Food and Drug Administration or any accepted medical practice method of administering;

~~(2)~~ (3) "Opioid-related drug overdose", a condition including, but not limited to, extreme physical illness, decreased level of consciousness, respiratory depression, coma, or death resulting from the consumption or use of an opioid or other substance with which an opioid was combined or a condition that a layperson would reasonably believe to be an opioid-related drug overdose that requires medical assistance.

2. Notwithstanding any other law or regulation to the contrary:

(1) The director of the department of health and senior services, if a licensed physician, may issue a statewide standing order for an opioid antagonist **or an addiction mitigation medication;**

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 (2) In the alternative, the department may employ or contract with a licensed
18 physician who may issue a statewide standing order for an opioid antagonist **or an addiction**
19 **mitigation medication** with the express written consent of the department director.

20 3. Notwithstanding any other law or regulation to the contrary, any licensed
21 pharmacist in Missouri may sell and dispense an opioid antagonist **or an addiction**
22 **mitigation medication** under physician protocol or under a statewide standing order issued
23 under subsection 2 of this section.

24 4. A licensed pharmacist who, acting in good faith and with reasonable care, sells or
25 dispenses an opioid antagonist **or an addiction mitigation medication** and **an** appropriate
26 device to administer the drug, and the protocol physician, shall not be subject to any criminal
27 or civil liability or any professional disciplinary action for prescribing or dispensing the
28 opioid antagonist **or addiction mitigation medication** or any outcome resulting from the
29 administration of the opioid antagonist **or addiction mitigation medication**. A physician
30 issuing a statewide standing order under subsection 2 of this section shall not be subject to
31 any criminal or civil liability or any professional disciplinary action for issuing the standing
32 order or for any outcome related to the order or the administration of the opioid antagonist **or**
33 **addiction mitigation medication**.

34 5. Notwithstanding any other law or regulation to the contrary, it shall be permissible
35 for any person to possess an opioid antagonist **or an addiction mitigation medication**.

36 6. Any person who administers an opioid antagonist to another person shall,
37 immediately after administering the drug, contact emergency personnel. Any person who,
38 acting in good faith and with reasonable care, administers an opioid antagonist to another
39 person whom the person believes to be suffering an opioid-related **drug** overdose shall be
40 immune from criminal prosecution, disciplinary actions from his or her professional licensing
41 board, and civil liability due to the administration of the opioid antagonist.

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