

SENATE BILL NO. 1037

101ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR REHDER.

4892S.01H

ADRIANE D. CROUSE, Secretary

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Section A. Section 195.206, RSMo, is repealed and one new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

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

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

7 **[(1)] (2) "Opioid antagonist", naloxone hydrochloride**
8 that blocks the effects of an opioid overdose that is
9 administered in a manner approved by the United States Food
10 and Drug Administration or any accepted medical practice
11 method of administering;

12 **[(2)] (3) "Opioid-related drug overdose", a condition**
13 including, but not limited to, extreme physical illness,
14 decreased level of consciousness, respiratory depression,
15 coma, or death resulting from the consumption or use of an
16 opioid or other substance with which an opioid was combined
17 or a condition that a layperson would reasonably believe to

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 be an opioid-related drug overdose that requires medical
19 assistance.

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

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

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

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

36 4. A licensed pharmacist who, acting in good faith and
37 with reasonable care, sells or dispenses an opioid
38 antagonist **or an addiction mitigation medication** and an
39 appropriate device to administer the drug, and the protocol
40 physician, shall not be subject to any criminal or civil
41 liability or any professional disciplinary action for
42 prescribing or dispensing the opioid antagonist **or an**
43 **addiction mitigation medication** or any outcome resulting
44 from the administration of the opioid antagonist **or an**
45 **addiction mitigation medication.** A physician issuing a
46 statewide standing order under subsection 2 of this section
47 shall not be subject to any criminal or civil liability or
48 any professional disciplinary action for issuing the
49 standing order or for any outcome related to the order or

50 the administration of the opioid antagonist **or an addiction**
51 **mitigation medication.**

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

55 6. Any person who administers an opioid antagonist to
56 another person shall, immediately after administering the
57 drug, contact emergency personnel. Any person who, acting
58 in good faith and with reasonable care, administers an
59 opioid antagonist to another person whom the person believes
60 to be suffering an opioid-related overdose shall be immune
61 from criminal prosecution, disciplinary actions from his or
62 her professional licensing board, and civil liability due to
63 the administration of the opioid antagonist.

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