

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 1046

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H.P. 737

House of Representatives, March 14, 2013

### **An Act To Provide Immunity for Prescribing and Dispensing Intranasal Naloxone Kits**

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Reference to the Committee on Judiciary suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative DORNEY of Norridgewock.  
Cosponsored by Representatives: GRAHAM of North Yarmouth, PRINGLE of Windham,  
SANBORN of Gorham, Senator: GRATWICK of Penobscot.

1       **Be it enacted by the People of the State of Maine as follows:**

2               **Sec. 1. 24 MRSA §2908** is enacted to read:

3       **§2908. Limited immunity for intranasal naloxone**

4               **1. Professional immunity.** A health care professional licensed under Title 32 is  
5       immune from civil and criminal liability and professional disciplinary action for  
6       prescribing, dispensing, purchasing, acquiring or possessing an intranasal naloxone kit or  
7       for administering naloxone intranasally to a person who is experiencing or is likely to  
8       experience an opiate-related drug overdose, if the health care professional acts in good  
9       faith and within the applicable scope of practice of that health care professional's  
10       profession.

11               **2. General immunity.** A person is immune from civil and criminal liability for  
12       purchasing, acquiring or possessing an intranasal naloxone kit or for administering  
13       naloxone intranasally to a person who is experiencing or is likely to experience an opiate-  
14       related drug overdose.

15                               **SUMMARY**

16               This bill provides immunity for health care professionals and other persons who  
17       assist a person who is experiencing or likely to experience an opiate-related drug  
18       overdose with intranasal naloxone.