

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 303

H.P. 227

House of Representatives, January 22, 2019

**An Act To Require Housing Facilities for Persons with Substance
Use Disorder Be Equipped with Naloxone**

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative STEWART of Presque Isle.
Cosponsored by Senator DILL of Penobscot and
Representatives: McCREIGHT of Harpswell, PERRY of Calais, Senator: CYRWAY of
Kennebec.

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

2 **Sec. 1. 22 MRSA §2353, sub-§1, ¶A-1** is enacted to read:

3 A-1. "Housing-based program" means a program run by an organization that
4 provides housing for an individual with substance use disorder, including, but not
5 limited to, a residential substance use disorder treatment facility and a recovery
6 residence.

7 **Sec. 2. 22 MRSA §2353, sub-§1, ¶E** is enacted to read:

8 E. "Recovery residence" means a shared living residence for individuals recovering
9 from substance use disorder that provides an environment free of alcohol and illegal
10 drugs.

11 **Sec. 3. 22 MRSA §2353, sub-§4-A** is enacted to read:

12 **4-A. Housing-based programs; standing orders for naloxone hydrochloride.**
13 Acting under standing orders from a licensed health care professional authorized by law
14 to prescribe naloxone hydrochloride, a housing-based program shall operate in
15 accordance with rules adopted by the department and the provisions of this subsection.

16 A. Notwithstanding any other provision of law, a housing-based program shall store
17 and dispense naloxone hydrochloride and is not subject to the provisions of Title 32,
18 chapter 117. The housing-based program shall store on site at least one unit of
19 naloxone hydrochloride for every 3 residents of the housing-based program.

20 B. A housing-based program shall provide training in administration of naloxone
21 hydrochloride that meets the protocols and criteria established by the department, and
22 full-time employees shall successfully complete the training.

23 C. A housing-based program shall distribute unit-of-use packages of naloxone
24 hydrochloride and the medical supplies necessary to administer the naloxone
25 hydrochloride to a full-time employee of the housing-based program who has
26 successfully completed the training described in paragraph B so that the employee
27 may possess and administer naloxone hydrochloride to an individual who appears to
28 be experiencing an opioid-related drug overdose.

29 The department shall adopt rules to implement this subsection. Rules adopted pursuant to
30 this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter
31 2-A.

32 **SUMMARY**

33 This bill requires organizations that provide housing to persons with substance use
34 disorder to store one unit of naloxone hydrochloride for every 3 residents. It also requires
35 these organizations to provide training to full-time employees so that an employee may
36 possess and administer naloxone hydrochloride to an individual who appears to be
37 experiencing an opioid-related drug overdose. It directs the Department of Health and
38 Human Services to adopt rules to implement these requirements.