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HEALTH AND HUMAN SERVICES

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STATE OF MAINE HOUSE OF REPRESENTATIVES 128TH LEGISLATURE FIRST REGULAR SESSION

COMMITTEE AMENDMENT “ ” to H.P. 238, L.D. 324, Bill, “An Act To Allow Corrections Officers To Administer Naloxone”

Amend the bill by striking out everything after the title and before the summary and inserting the following:

'Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, corrections officers in regional and county jails need naloxone hydrochloride available for situations involving individuals who are overdosing on drugs; and

Whereas, these situations may occur at any time and naloxone hydrochloride must be made immediately available; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 22 MRSA §2353, sub-§3, as amended by PL 2015, c. 508, §3, is further amended to read:

3. Authorized administration of naloxone hydrochloride by law enforcement officers, corrections officers and municipal firefighters. A law enforcement agency as defined in Title 25, section 3701, subsection 1, a regional or county jail, a correctional facility as defined in Title 34-A, section 1001, subsection 6 or a municipal fire department as defined in Title 30-A, section 3151, subsection 1 is authorized to obtain a supply of naloxone hydrochloride to be administered in accordance with this subsection. A law enforcement officer as defined in Title 17-A, section 2, subsection 17, in accordance with policies adopted by the law enforcement agency, a corrections officer who possesses a current and valid certificate issued by the Board of Trustees of the Maine

1 Criminal Justice Academy pursuant to Title 25, section 2803-A, in accordance with
2 policies adopted by the jail or correctional facility, and a municipal firefighter as defined
3 in Title 30-A, section 3151, subsection 2, in accordance with policies adopted by the
4 municipality, may administer intranasal naloxone hydrochloride as clinically indicated if
5 the officer or firefighter has received medical training in accordance with protocols
6 adopted by the Medical Direction and Practices Board established in Title 32, section 83,
7 subsection 16-B. The Medical Direction and Practices Board shall establish medical
8 training protocols for law enforcement officers, corrections officers and municipal
9 firefighters pursuant to this subsection.

10 **Emergency clause.** In view of the emergency cited in the preamble, this
11 legislation takes effect when approved.'

12 SUMMARY

13 This amendment clarifies that the authority to administer naloxone hydrochloride
14 includes county and regional jail corrections officers as well as state corrections officers.
15 The amendment specifies that a corrections officer must possess a certification from the
16 Board of Trustees of the Maine Criminal Justice Academy in order to administer
17 naloxone hydrochloride. The amendment also adds an emergency preamble and
18 emergency clause.