

**SUBSTITUTE FOR
SENATE BILL NO. 200**

A bill to amend 1978 PA 368, entitled
"Public health code,"
by amending section 17744b (MCL 333.17744b), as amended by 2016 PA
384.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 17744b. (1) Notwithstanding any provision of this act to
2 the contrary, a prescriber may issue a prescription for and a
3 dispensing prescriber or pharmacist may dispense an opioid
4 antagonist to any of the following:

5 (a) An individual patient at risk of experiencing an opioid-
6 related overdose.

7 (b) A family member, friend, or other individual in a position
8 to assist an individual at risk of experiencing an opioid-related



1 overdose.

2 ~~(c) A school board for purposes of section 1179b of the~~
3 ~~revised school code, 1976 PA 451, MCL 380.1179b.~~

4 **(c)** ~~(d)~~—A person other than an individual that meets all of
5 the following requirements:

6 (i) Acts at the direction of the prescriber or dispensing
7 prescriber.

8 (ii) Upon receipt of an opioid antagonist, stores the opioid
9 antagonist in compliance with this part.

10 (iii) Dispenses or administers an opioid antagonist under a
11 valid prescription issued to an individual or a patient.

12 (iv) Performs the requirements under this subsection without
13 charge or compensation.

14 **(d) An agency authorized to purchase, possess, and distribute**
15 **an opioid antagonist under the administration of opioid antagonists**
16 **act.**

17 (2) When issuing a prescription for or dispensing an opioid
18 antagonist as authorized under this section to ~~a school board~~ **an**
19 **agency described in subsection (1) (d)** or a person other than a
20 patient, the prescriber, dispensing prescriber, or pharmacist, as
21 appropriate, shall insert the name of the ~~school board~~ **agency** or
22 the person as the name of the patient.

23 (3) Notwithstanding any provision of this act to the contrary,
24 a person that is acting in good faith and with reasonable care may
25 possess and dispense an opioid antagonist.

26 ~~(4) Notwithstanding any provision of this act to the contrary,~~
27 ~~a school employee who is a licensed registered professional nurse~~
28 ~~or who is trained in the administration of an opioid antagonist~~
29 ~~under section 1179b of the revised school code, 1976 PA 451, MCL~~



1 ~~380.1179b, may possess and administer an opioid antagonist~~
 2 ~~dispensed to a school board under this section.~~

3 **(4) Notwithstanding any provision of this act to the contrary,**
 4 **an employee or agent of an agency described in subsection (1) (d)**
 5 **may, subject to section 105 of the administration of opioid**
 6 **antagonists act, possess and administer an opioid antagonist**
 7 **dispensed to the agency under this section.**

8 (5) A prescriber who issues a prescription for or a dispensing
 9 prescriber or pharmacist who dispenses an opioid antagonist as
 10 authorized under this section is not liable in a civil action for a
 11 properly stored and dispensed opioid antagonist that was a
 12 proximate cause of injury or death to an individual due to the
 13 administration of or failure to administer the opioid antagonist.

14 Enacting section 1. This amendatory act takes effect 90 days
 15 after the date it is enacted into law.

16 Enacting section 2. This amendatory act does not take effect
 17 unless all of the following bills of the 100th Legislature are
 18 enacted into law:

19 (a) House Bill No. 4367.

20 (b) Senate Bill No. _____ or House Bill No. _____ (request no.
 21 02956'19).

22 (c) Senate Bill No. _____ or House Bill No. _____ (request no.
 23 02957'19).

