

SENATE BILL NO. 542

October 03, 2023, Introduced by Senators HERTEL, GEISS, BAYER, SHINK, WOJNO, MCCANN, BELLINO, CHANG, HUIZENGA and CAMILLERI and referred to the Committee on Health Policy.

A bill to prescribe the types of opioid antagonists distributed to certain persons or governmental entities in this state; and to provide for the powers and duties of certain state officers and entities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 1. As used in this act:
- 2 (a) "Department" means the department of health and human
- 3 services.

1 (b) "Opioid antagonist" means naloxone hydrochloride or any
2 other similarly acting and equally safe drug approved by the United
3 States Food and Drug Administration for the treatment of drug
4 overdose.

5 (c) "Opioid-related overdose" means a condition, including,
6 but not limited to, extreme physical illness, decreased level of
7 consciousness, respiratory depression, coma, or death, that results
8 from the consumption or use of an opioid or another substance with
9 which an opioid was combined or that a reasonable person would
10 believe to be an opioid-related overdose that requires medical
11 assistance.

12 Sec. 3. (1) If the department distributes an opioid
13 antagonist, at no cost, to a person or governmental entity to
14 assist the person or governmental entity in reducing the number of
15 opioid-related overdoses in this state, the department shall allow
16 the person or governmental entity to choose the formulation, type
17 of delivery device, method of administration, or dosage of the
18 opioid antagonist that the person or governmental entity will
19 receive from the department.

20 (2) Subsection (1) does not apply to the extent that allowing
21 a person or governmental entity to choose the formulation or dosage
22 of an opioid antagonist would jeopardize the department's receipt
23 of federal funding.