

HOUSE BILL 661

J1, J2, J3

7lr2493

By: **Delegates Impallaria and Lisanti**

Introduced and read first time: February 1, 2017

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Health – Suspected Overdoses – Reporting Requirement**

3 FOR the purpose of requiring certain individuals who treat or are in charge of a hospital
4 that treats an individual for a suspected overdose that was caused or shows evidence
5 of having been caused by a Schedule I controlled dangerous substance to notify the
6 county sheriff or the county police in a certain county, or the Department of State
7 Police of the suspected overdose within a certain time period; requiring that a report
8 of a suspected overdose include certain information; establishing a certain penalty;
9 and generally relating to the reporting of suspected overdoses.

10 BY adding to

11 Article – Health – General

12 Section 20–704 to be under the amended subtitle “Subtitle 7. Injury and Suspected
13 Overdose Reports”

14 Annotated Code of Maryland

15 (2015 Replacement Volume and 2016 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article – Health – General**

19 Subtitle 7. Injury AND **SUSPECTED OVERDOSE** Reports.

20 **20–704.**

21 **(A) A PHYSICIAN, PHARMACIST, DENTIST, OR NURSE WHO TREATS AN**
22 **INDIVIDUAL FOR A SUSPECTED OVERDOSE THAT WAS CAUSED OR SHOWS EVIDENCE**
23 **OF HAVING BEEN CAUSED BY A CONTROLLED DANGEROUS SUBSTANCE LISTED ON**
24 **SCHEDULE I UNDER § 5–402 OF THE CRIMINAL LAW ARTICLE OR THE INDIVIDUAL**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 IN CHARGE OF A HOSPITAL THAT TREATS THE INDIVIDUAL WHO IS SUSPECTED TO
2 HAVE OVERDOSED SHALL NOTIFY THE COUNTY SHERIFF OR THE COUNTY POLICE
3 FOR THE COUNTY IN WHICH THE SUSPECTED OVERDOSE OCCURRED, OR THE
4 DEPARTMENT OF STATE POLICE OF THE SUSPECTED OVERDOSE WITHIN 48 HOURS
5 AFTER THE INDIVIDUAL IS TREATED.

6 (B) A REPORT OF A SUSPECTED OVERDOSE SHALL INCLUDE:

7 (1) THE NAME AND ADDRESS OF THE INDIVIDUAL WHO IS SUSPECTED
8 TO HAVE OVERDOSED, IF KNOWN;

9 (2) A DESCRIPTION OF THE TYPE OF OVERDOSE; AND

10 (3) ANY OTHER FACTS CONCERNING THE MATTER THAT MIGHT
11 ASSIST IN ADDRESSING OVERDOSE RATES IN THE COUNTY IN WHICH THE OVERDOSE
12 OCCURRED.

13 (C) A PERSON WHO FAILS TO MAKE A REPORT REQUIRED BY SUBSECTION
14 (A) OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS
15 SUBJECT TO A FINE NOT EXCEEDING \$25.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2017.