A BILL FOR AN ACT

RELATING TO HEALTH.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The Hawaii Revised Statutes is amended by 2 adding a new chapter to be appropriately designated and to read 3 as follows: 4 "CHAPTER 5 OVERDOSE PREVENTION AND LAW ENFORCEMENT OFFICERS 6 -1 Definitions. As used in this chapter, unless the 7 context requires otherwise: 8 "Law enforcement officer" means any public servant, whether 9 employed by the State or a county, vested by law with a duty to 10 maintain public order, to make arrests for offenses, or to 11 enforce the criminal laws, whether the duty extends to all 12 offenses or is limited to a specific class of offenses. "Opioid antagonist" means any drug that binds to opioid 13 14 receptors and blocks or disinhibits the effects of opioids 15 acting on those receptors. 16 "Opioid-related drug overdose" means a condition including 17 but not limited to extreme physical illness, decreased level of

- 1 consciousness, respiratory depression, coma, or death resulting
- 2 from the consumption or use of an opioid, or another substance
- 3 with which an opioid was combined, or a condition that a
- 4 layperson would reasonably believe to be an opioid-related drug
- 5 overdose that requires medical assistance.
- 6 § -2 Opioid antagonist; law enforcement officers;
- 7 payment. (a) Notwithstanding any other law or regulation to
- 8 the contrary, all law enforcement officers may carry an opioid
- 9 antagonist while on-duty.
- 10 (b) All law enforcement officers shall be authorized to
- 11 administer an opioid antagonist to an individual experiencing an
- 12 opioid-related drug overdose.
- 13 (c) A law enforcement officer who, acting in good faith
- 14 and with reasonable care, administers an opioid antagonist to
- 15 another person whom the law enforcement officer believes to be
- 16 suffering an opioid-related drug overdose shall be immune from
- 17 criminal prosecution, sanction under any professional licensing
- 18 statute, and civil liability, for acts or omissions resulting
- 19 from the act.
- 20 (d) Funds for the purchase of opioid antagonists for use
- 21 under subsection (a) by a law enforcement officer employed by a

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- 1 county shall come from the general revenues of that county or
- 2 that county's share of any opioid litigation proceeds.
- 3 (e) The department of health may establish education and
- 4 training projects on drug overdose response and treatment,
- 5 including naloxone hydrochloride administration, for law
- 6 enforcement officers."
- 7 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
- 8 amended by adding a new section to part I to be appropriately
- 9 designated and to read as follows:
- 10 "§321- Restaurants and hotel establishments; opioid
- 11 antagonists. (a) The department may require all restaurants
- 12 and hotel establishments to maintain an available inventory of
- 13 an opioid antagonist to respond to an emergency situation.
- 14 (b) For purposes of this section:
- "Hotel establishment" means a hotel, hotel-condominium, or
- 16 condominium-hotel as defined in section 486K-1.
- 17 "Restaurant" shall have the same meaning as in section 321-
- **18** 30.3."
- 19 SECTION 3. New statutory material is underscored.

1 SECTION 4. This Act shall take effect on July 1, 3000.

Report Title:

Opioid Antagonists; Law Enforcement Officers; Drug Overdose Prevention; DOH; Restaurants; Hotels

Description:

Permits law enforcement officers to carry an opioid antagonist while on-duty. Requires funds for the purchase of opioid antagonists used by law enforcement officers employed by a county to be paid for using that county's general revenues or share of any opioid litigation proceeds. Authorizes law enforcement officers to administer an opioid antagonist. Establishes immunity for law enforcement officers who administer an opioid antagonist during an opioid-related drug overdose. Permits the Department of Health to establish education and training for law enforcement personnel. Authorizes the Department of Health to require all restaurants and hotel establishments to maintain an inventory of an opioid antagonist. Effective 7/1/3000. (HD1)

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