

# 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.