



# 127th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2016

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H.P. 1054

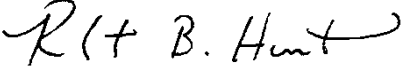
House of Representatives, January 12, 2016

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### **An Act To Provide Access to Affordable Naloxone Hydrochloride for First Responders**

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Submitted by the Department of the Attorney General pursuant to Joint Rule 203.  
Reference to the Committee on Health and Human Services suggested and ordered printed.

  
ROBERT B. HUNT  
Clerk

Presented by Representative GIDEON of Freeport.  
Cosponsored by Senator BREEN of Cumberland and  
Representatives: BURSTEIN of Lincolnville, MALABY of Hancock, MARTIN of Sinclair,  
NADEAU of Winslow, VACHON of Scarborough, Senators: DILL of Penobscot, KATZ of  
Kennebec, SAVIELLO of Franklin.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 22 MRSA §2353, sub-§5** is enacted to read:

3 **5. Attorney General authority; municipal naloxone hydrochloride purchases;**  
4 **fund.** The Attorney General may negotiate bulk purchases of, purchase or receive by gift  
5 and dispense naloxone hydrochloride and associated materials and agents for use in the  
6 prevention of opioid-related drug overdose deaths. The Office of the Attorney General  
7 shall provide and distribute naloxone hydrochloride and associated materials and agents  
8 throughout the State when necessary to protect the public health. Municipalities may  
9 purchase naloxone hydrochloride from the Office of the Attorney General pursuant to this  
10 subsection for municipal first responder agencies and law enforcement officers and  
11 firefighters as described in subsection 3.

12 A. The Naloxone Bulk Purchase Fund, referred to in this subsection as "the fund," is  
13 established as a nonlapsing fund to carry out the purposes of this subsection. The  
14 Office of the Attorney General shall administer the fund.

15 B. The fund consists of the following:

16 (1) Payments made by participating municipalities for the purchase of naloxone  
17 hydrochloride pursuant to this subsection;

18 (2) Money appropriated or allocated by the Legislature and specifically  
19 designated to be credited to the fund; and

20 (3) Funds from public or private sources, including, but not limited to, gifts,  
21 grants, donations, rebates and settlements received by the State that are  
22 specifically designated to be credited to the fund.

23 Funds received under subparagraphs (2) and (3) must be apportioned in a manner  
24 determined by the Office of the Attorney General and must be applied to provide  
25 price reductions for municipalities purchasing naloxone hydrochloride pursuant to  
26 this subsection.

27 C. Amounts credited to the fund may not be appropriated or allocated except as set  
28 out in this subsection, and money remaining in the fund at the end of a fiscal year  
29 does not lapse to the General Fund but must be carried forward and used for the  
30 purposes of this subsection.

31 D. The Attorney General shall report annually by October 1st to the joint standing  
32 committee of the Legislature having jurisdiction over health and human services  
33 matters on the fund's activity. The report must include, but not be limited to, revenue  
34 received by the fund, revenue and expenditure projections for the forthcoming fiscal  
35 year and details of all expenditures from the fund, the municipalities participating, the  
36 amount of naloxone hydrochloride purchased by each municipality and the discount  
37 procured through bulk purchasing.

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## **SUMMARY**

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This bill establishes the Naloxone Bulk Purchase Fund administered by the Office of the Attorney General for the purpose of providing funding to the Office of the Attorney General to make bulk purchases of naloxone hydrochloride that may be purchased by municipalities for use by first responders.

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