



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

SB1258

Introduced 2/6/2019, by Sen. Bill Cunningham

SYNOPSIS AS INTRODUCED:

210 ILCS 50/3.233 new
30 ILCS 805/8.43 new

Amends the Emergency Medical Services (EMS) Systems Act. Provides that covered vehicle service provider personnel who treat and either release or transport to a health care facility an individual experiencing a suspected or an actual opioid overdose shall document in the patient's care report the date and time of the overdose, the location in latitude and longitude where the overdose victim was initially encountered, whether one or more doses of an opioid overdose reversal drug was administered, and whether the overdose was fatal or nonfatal when the overdose victim was initially encountered and during the transportation of the victim to a health care facility. Provides that a covered vehicle service provider shall also provide the information to a specified mapping application. Provides that the information documented by a covered vehicle service provider shall not be used in an opioid use-related criminal investigation or prosecution of the individual treated by the covered vehicle service provider personnel. Exempts from civil or criminal liability all covered vehicle service providers and covered vehicle service provider personnel who report the information in good faith. Amends the State Mandates Act to require implementation without reimbursement by the State. Effective immediately.

LRB101 05919 CPF 50940 b

FISCAL NOTE ACT
MAY APPLY

STATE MANDATES
ACT MAY REQUIRE
REIMBURSEMENT

A BILL FOR

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Emergency Medical Services (EMS) Systems Act
5 is amended by adding Section 3.233 as follows:

6 (210 ILCS 50/3.233 new)

7 Sec. 3.233. Opioid overdose reporting.

8 (a) In this Section:

9 "Covered vehicle service provider" means a licensed
10 vehicle service provider that is a municipality with a
11 population of 1,000,000 or greater.

12 "Covered vehicle service provider personnel" means
13 individuals licensed by the Department as an EMT, EMT-I, A-EMT,
14 or EMT-P who are employed by a covered vehicle service
15 provider.

16 "Opioid" means any narcotic containing opium or one or more
17 of its natural or synthetic derivatives.

18 "Overdose" means a physiological event that results in a
19 life-threatening emergency to an individual who ingested,
20 inhaled, injected, or otherwise bodily absorbed an opioid.

21 (b) Covered vehicle service provider personnel who treat
22 and either release or transport to a health care facility an
23 individual experiencing a suspected or an actual overdose shall

1 document in the patient's care report the information specified
2 in subsection (c) within 24 hours of the initial reporting of
3 the incident.

4 (c) A patient care report of an overdose made under this
5 Section shall include:

6 (1) the date and time of the overdose;

7 (2) the location in latitude and longitude, to no more
8 than 4 decimal places, where the overdose victim was
9 initially encountered by the covered vehicle service
10 provider personnel;

11 (3) whether one or more doses of an opioid overdose
12 reversal drug was administered; and

13 (4) whether the overdose was fatal or nonfatal when the
14 overdose victim was initially encountered by the covered
15 vehicle service provider personnel and during the
16 transportation of the victim to a health care facility.

17 (d) Upon receipt of a patient care report that documents an
18 overdose, a covered vehicle service provider shall report the
19 information listed under subsection (c) to:

20 (i) the Washington/Baltimore High Intensity Drug
21 Trafficking Area Overdose Detection Mapping Application;
22 or

23 (ii) any similar information technology platform with
24 secure access operated by the federal government or a unit
25 of state or local government, as determined by the covered
26 vehicle service provider.

1 (e) Overdose information reported by a covered vehicle
2 service provider under this Section shall not be used in an
3 opioid use-related criminal investigation or prosecution of
4 the individual who was treated by the covered vehicle service
5 provider personnel for experiencing the suspected or actual
6 overdose.

7 (f) Covered vehicle service providers or covered vehicle
8 service provider personnel that in good faith make a report
9 under this Section shall be immune from civil or criminal
10 liability for making the report.

11 Section 90. The State Mandates Act is amended by adding
12 Section 8.43 as follows:

13 (30 ILCS 805/8.43 new)

14 Sec. 8.43. Exempt mandate. Notwithstanding Sections 6 and 8
15 of this Act, no reimbursement by the State is required for the
16 implementation of any mandate created by this amendatory Act of
17 the 101st General Assembly.

18 Section 99. Effective date. This Act takes effect upon
19 becoming law.