

HB1121



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

HB1121

Introduced 1/12/2023, by Rep. Will Guzzardi

SYNOPSIS AS INTRODUCED:

410 ILCS 710/10

Amends the Overdose Prevention and Harm Reduction Act. Provides that a trained overdose responder for an organization enrolled in the Drug Overdose Prevention Program administered by the Department of Human Services, Division of Substance Use Prevention and Recovery may dispense drug adulterant testing supplies to any person. Provides that drug adulterant testing supplies shall be stored so that they are accessible only by trained overdose responders.

LRB103 02814 SPS 47820 b

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 Overdose Prevention and Harm Reduction Act
5 is amended by changing Section 10 as follows:

6 (410 ILCS 710/10)

7 Sec. 10. Dispensing of drug adulterant testing supplies. A
8 pharmacist, physician, advanced practice registered nurse, or
9 physician assistant, or the pharmacist's, physician's,
10 advanced practice registered nurse's, or physician assistant's
11 designee, or a trained overdose responder for an organization
12 enrolled in the Drug Overdose Prevention Program administered
13 by the Department of Human Services, Division of Substance Use
14 Prevention and Recovery may dispense drug adulterant testing
15 supplies to any person. Any drug adulterant testing supplies
16 dispensed under this Section must be stored at a licensed
17 pharmacy, hospital, clinic, or other health care facility, ~~or~~
18 at the medical office of a physician, advanced practice
19 registered nurse, or physician assistant, or at the premises
20 of the organization enrolled in the Drug Overdose Prevention
21 Program. Drug adulterant testing supplies shall also be stored
22 so that they are accessible only by ~~and in a manner that limits~~
23 ~~access to the drug adulterant testing supplies to pharmacists,~~

1 physicians, advanced practice registered nurses, or physician
2 assistants employed at the pharmacy, hospital, clinic, or
3 other health care facility or medical office, the designees of
4 ~~and any persons designated by~~ the pharmacist, physician,
5 advanced practice registered nurse, or physician assistant,
6 and trained overdose responders for those organizations
7 enrolled in the Drug Overdose Prevention Program administered
8 by the Department of Human Services, Division of Substance Use
9 Prevention and Recovery. Drug adulterant testing supplies
10 dispensed at a retail store containing a pharmacy under this
11 Section may be dispensed only from the pharmacy department of
12 the retail store. No quantity of drug adulterant testing
13 supplies greater than necessary to conduct 5 assays of
14 substances suspected of containing adulterants shall be
15 dispensed in any single transaction.

16 (Source: P.A. 102-1039, eff. 6-2-22.)