

1-1 By: West S.B. No. 584  
1-2 (In the Senate - Filed January 24, 2017; February 8, 2017,  
1-3 read first time and referred to Committee on Health & Human  
1-4 Services; March 30, 2017, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 0;  
1-6 March 30, 2017, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	<u>X</u>			
1-10	<u>X</u>			
1-11	<u>X</u>			
1-12	<u>X</u>			
1-13	<u>X</u>			
1-14	<u>X</u>			
1-15	<u>X</u>			
1-16	<u>X</u>			
1-17	<u>X</u>			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 584 By: Uresti

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to guidelines for prescribing opioid antagonists.  
1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-23 SECTION 1. Subtitle B, Title 3, Occupations Code, is  
1-24 amended by adding Chapter 170 to read as follows:  
1-25 CHAPTER 170. PRESCRIPTION OF OPIOID ANTAGONISTS  
1-26 Sec. 170.001. DEFINITIONS. In this chapter, "opioid  
1-27 antagonist" and "opioid-related drug overdose" have the meanings  
1-28 assigned by Section 483.101, Health and Safety Code.  
1-29 Sec. 170.002. GUIDELINES. (a) The board shall adopt  
1-30 guidelines for the prescription of opioid antagonists.  
1-31 (b) The guidelines must address:  
1-32 (1) prescribing an opioid antagonist to a patient to  
1-33 whom an opioid medication is also prescribed; and  
1-34 (2) identifying patients at risk of an opioid-related  
1-35 drug overdose and prescribing an opioid antagonist to that patient  
1-36 or to a person in a position to administer the opioid antagonist to  
1-37 that patient.  
1-38 (c) In adopting guidelines under this section, the board:  
1-39 (1) shall consult with the Texas State Board of  
1-40 Pharmacy;  
1-41 (2) shall consult materials published by the Substance  
1-42 Abuse and Mental Health Services Administration of the United  
1-43 States Department of Health and Human Services; and  
1-44 (3) may consult other appropriate materials,  
1-45 including medical journals subject to peer review and publications  
1-46 by medical professional associations.  
1-47 Sec. 170.003. LIABILITY FOR ACT OR OMISSION WITH RESPECT TO  
1-48 PRESCRIBING AN OPIOID ANTAGONIST. A physician who acts in good  
1-49 faith and with reasonable care, regardless of whether the physician  
1-50 follows the guidelines adopted under this chapter, is not subject  
1-51 to criminal or civil liability or any professional disciplinary  
1-52 action for:  
1-53 (1) prescribing or failing to prescribe an opioid  
1-54 antagonist; or  
1-55 (2) any outcome resulting from the eventual  
1-56 administration of an opioid antagonist prescribed by the physician.  
1-57 SECTION 2. The change in law made by this Act relating to  
1-58 conduct that is grounds for imposition of a disciplinary sanction  
1-59 applies only to conduct that occurs on or after September 1, 2017.  
1-60 Conduct that occurs before September 1, 2017, is governed by the law

2-1 in effect on the date the conduct occurred, and the former law is  
2-2 continued in effect for that purpose.

2-3 SECTION 3. The change in law made by this Act relating to  
2-4 conduct that is the basis for civil liability applies only to  
2-5 conduct that occurs on or after September 1, 2017. Conduct that  
2-6 occurs before September 1, 2017, is governed by the law in effect on  
2-7 the date the conduct occurred, and the former law is continued in  
2-8 effect for that purpose.

2-9 SECTION 4. The change in law made by this Act relating to  
2-10 conduct that constitutes a criminal offense applies only to an  
2-11 offense committed on or after September 1, 2017. For purposes of  
2-12 this section, an offense is committed before September 1, 2017, if  
2-13 any element of the offense occurs before that date. An offense  
2-14 committed before September 1, 2017, is governed by the law in effect  
2-15 on the date the offense was committed, and the former law is  
2-16 continued in effect for that purpose.

2-17 SECTION 5. This Act takes effect September 1, 2017.

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