

SB 1043 -3 STAFF MEASURE SUMMARY

Senate Committee On Health Care

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 3/20, 4/3

WHAT THE MEASURE DOES:

Requires health care facilities, sobering facilities, residential facilities, and outpatient service facilities to provide two doses of overdose reversal medicine to patients with a known opioid use disorder, to patients with signs or symptoms of opioid use, and to patients who are discharged with a prescription for opioids. Provides immunity from civil liability for a person acting in good faith when providing overdose reversal medicine and medical supplies to administer medication.

REVENUE: No revenue impact

FISCAL: Has minimal fiscal impact

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

-3 Replaces the measure. Requirements hospitals, detoxification facilities, and residential treatment facilities to provide two doses of opioid overdose reversal medication to patients who are treated for opioid use disorder and who are discharged to an unlicensed setting. Does not apply to residents who leave the hospital or facility against advice. Exempts providers who fail to meet this requirement from liability if acting in good faith. Directs the Oregon Health Authority to facilitate access to opioid overdose reversal medications.

BACKGROUND:

According to the Oregon Health Authority, overdose deaths from opioids, including fentanyl and heroin, rose from 280 to 739 between 2019 and 2021. Overdose reversal medication (i.e., Naloxone or “Narcan”) restores normal breathing for a person whose breathing has slowed down or stopped because of an overdose of prescribed or illicit opioids, including fentanyl and heroin ([link](#) to OHA Naloxone Rescue for Opioid Overdose website).

Senate Bill 1043 requires health care facilities, residential facilities, and outpatient facilities to provide two doses of overdose reversal medicine and medical supplies to patients with known, recent history of opioid use and provides civil liability protections to those who provide overdose reversal medicine.