

Floor Amendment to SB 522

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to an exception to the warning label requirement for opiates and requiring
4 prescribers of opiates to get a verbal acknowledgment for an initial prescription.
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6 Amend the bill by replacing all after the enacting clause with the following:

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8 1 Controlled Drugs Containing Opiates; Warning Label; Exception Added. Amend RSA 318-
9 B:16-a to read as follows:

10 318-B:16-a Controlled Drugs Containing Opiates; Warning Label Required.

11 ***I.*** Any controlled drug containing opiates dispensed by a health care provider or pharmacy
12 shall have an orange sticker with the word "opioid" in easily legible font placed on the cap or
13 dispenser and shall have a warning label stating "Risk of addiction and overdose." The health care
14 provider or pharmacist shall also provide each person with a handout which shall be developed and
15 approved by the governor's commission on alcohol and drug abuse, prevention, treatment, and
16 recovery which shall include guidance on associated risks of opioid use and how to mitigate them.

17 ***II.*** This section shall not apply to:

18 (a) Pharmacists or a pharmacy that dispenses a drug containing an opioid that is
19 administered to a patient treated in a health care facility required to be licensed under RSA 151.

20 (b) ***Dispensing a controlled drug containing opiates to a person residing in a***
21 ***facility operated by the New Hampshire department of corrections or in a county***
22 ***correctional facility who will be administered opioid medications only by a licensed health***
23 ***care professional.***

24 ***III.*** A patient may remove the cap sticker or warning label.

25 2 New Section; Controlled Drug Prescription Health and Safety Program; Verbal
26 Acknowledgment. Amend RSA 318-B by inserting after section 32 the following new section:

27 318-B:32-a Prescriber Verbal Acknowledgment. Prior to any initial prescription issued for a
28 controlled drug containing opiates, the patient's prescribing practitioner shall receive and document
29 a verbal acknowledgment from the patient of the risk of addiction and overdose for opioids. This
30 requirement shall not apply to a prescription for a person residing in a facility operated by the New
31 Hampshire department of corrections or in a county correctional facility who will be administered
32 opioid medications only by a licensed health care professional.

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1 3 Effective Date. This act shall take effect 60 days after its passage.

2020-0779s

AMENDED ANALYSIS

This bill adds an exception for persons in a correctional facility to the warning label requirement for prescriptions for a controlled drug containing an opiate. The bill also requires a health care practitioner issuing an initial prescription to a patient for an opioid to receive and document a verbal acknowledgment from the patient of the risk of addiction and overdose.