

HOUSE BILL No. 6045

November 10, 2016, Introduced by Reps. Driskell, Darany, Dianda, Geiss, Chirkun, Chang and Robinson and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 7333b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 7333B. (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION
2 (3), WHEN ISSUING A PRESCRIPTION FOR AN OPIATE TO AN ADULT PATIENT
3 FOR THE FIRST TIME FOR OUTPATIENT USE, A PRESCRIBER SHALL NOT
4 PRESCRIBE THE PATIENT MORE THAN A 7-DAY SUPPLY OF THE OPIATE.

5 (2) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3), A
6 PRESCRIBER SHALL NOT AT ANY TIME PRESCRIBE A MINOR PATIENT MORE
7 THAN A 7-DAY SUPPLY OF AN OPIATE. A PRESCRIBER WHO PRESCRIBES AN
8 OPIATE TO A MINOR SHALL DISCUSS WITH THE PARENT OR LEGAL GUARDIAN
9 OF THE MINOR THE RISKS ASSOCIATED WITH OPIATE USE AND THE REASON
10 WHY THE PRESCRIPTION IS NECESSARY.

11 (3) IF, IN THE PROFESSIONAL MEDICAL JUDGMENT OF THE

1 PRESCRIBER, MORE THAN A 7-DAY SUPPLY OF AN OPIATE IS REQUIRED TO
2 TREAT AN ADULT OR MINOR PATIENT'S ACUTE MEDICAL CONDITION OR IS
3 NECESSARY FOR THE TREATMENT OF CHRONIC PAIN MANAGEMENT OR PAIN
4 ASSOCIATED WITH A CANCER DIAGNOSIS, OR FOR PALLIATIVE CARE, THE
5 PRESCRIBER MAY ISSUE A PRESCRIPTION FOR THE QUANTITY NEEDED TO
6 TREAT THE ACUTE MEDICAL CONDITION, CHRONIC PAIN, PAIN ASSOCIATED
7 WITH THE CANCER DIAGNOSIS, OR PAIN EXPERIENCED WHILE THE ADULT OR
8 MINOR PATIENT IS IN PALLIATIVE CARE. THE PRESCRIBER SHALL DOCUMENT
9 IN THE PATIENT'S MEDICAL RECORD THE MEDICAL CONDITION THAT REQUIRES
10 MORE THAN THE 7-DAY SUPPLY OF THE OPIATE AND SHALL INDICATE THAT A
11 NONOPIATE ALTERNATIVE WAS NOT APPROPRIATE TO ADDRESS THE MEDICAL
12 CONDITION.

13 (4) THIS SECTION DOES NOT APPLY TO A PRESCRIPTION DRUG THAT IS
14 DESIGNED FOR THE TREATMENT OF SUBSTANCE ABUSE OR OPIATE DEPENDENCE.

15 Enacting section 1. This amendatory act takes effect 90 days
16 after the date it is enacted into law.