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By: Delegate Rosenberg Delegates Rosenberg, Pena-Melnyk, Chisholm, Cullison, Bagnall, Bhandari, Guzzone, Hill, S. Johnson, Kaiser, Kerr, Kipke, Lopez, Martinez, Taveras, White Holland, Woods, and Woorman

Introduced and read first time: January 27, 2025 Assigned to: Health and Government Operations

Committee Report: Favorable with amendments House action: Adopted Read second time: February 25, 2025

CHAPTER _____

1 AN ACT concerning

Public Health - Use of Opioid Restitution Fund and Training Under the Overdose Response Program

- FOR the purpose of altering the training that the Maryland Department of Health is
 authorized to provide under the Overdose Response Program; clarifying that the use
 of the Opioid Restitution Fund is subject to certain restrictions; altering the
 authorized uses of the Opioid Restitution Fund; and generally relating to the Opioid
 Restitution Fund and the Overdose Response Program.
- 9 BY repealing and reenacting, without amendments,
- 10 Article Health General
- 11 Section 13–3101(a) and (d)
- 12 Annotated Code of Maryland
- 13 (2023 Replacement Volume and 2024 Supplement)
- 14 BY repealing and reenacting, with amendments,
- 15 Article Health General
- 16 Section 13–3103(b)
- 17 Annotated Code of Maryland
- 18 (2023 Replacement Volume and 2024 Supplement)
- 19 BY repealing and reenacting, without amendments,
- 20 Article State Finance and Procurement

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

Strike out indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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$egin{array}{c} 1 \\ 2 \\ 3 \end{array}$	Annotated	-331(a) through (e) l Code of Maryland lacement Volume and 2024 Supplement)		
4 5 6 7 8	BY repealing and reenacting, with amendments, Article – State Finance and Procurement Section 7–331(f) Annotated Code of Maryland (2021 Replacement Volume and 2024 Supplement)			
9 10	SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:			
11		Article – Health – General		
12	13–3101.			
13	(a) In t	his subtitle the following words have the meanings indicated.		
14	(d) "Pro	ogram" means the Overdose Response Program.		
15	13–3103.			
16	(b) The	e Department may:		
17	(1)	Collect fees necessary for the administration of the Program;		
$\frac{18}{19}$	(2) on opioid overdo	Authorize private or public entities to conduct education and training se recognition and response that include:		
$\begin{array}{c} 20\\ 21 \end{array}$	overdose;	(i) Education on recognizing the signs and symptoms of an opioid		
$22 \\ 23 \\ 24 \\ 25$	Administration,	(ii) Training on responding to an opioid overdose, including the of opioid overdose reversal drugs approved by the federal Food and Drug EMPHASIZING THE RESTORATION OF BREATHING, AVOIDING AND COMPASSIONATE POSTOVERDOSE SUPPORT AND CARE; and		
26 27 28	Food and Drug a opioid overdose r	(iii) Access to opioid overdose reversal drugs approved by the federal Administration and the necessary supplies for the administration of the reversal drugs;		
29 30	(3) programs conduc	Develop guidance regarding the content of educational training eted by private or public entities; and		
31	(4)	Collect and report data on the operation and results of the programs.		

1		Article – State Finance and Procurement
2	7–331.	
3	(a)	In this section, "Fund" means the Opioid Restitution Fund.
4	(b)	There is an Opioid Restitution Fund.
$5 \\ 6$	(c) deposited to	The purpose of the Fund is to retain the amount of settlement revenues the Fund in accordance with subsection $(e)(1)$ of this section.
7 8	(d) this subtitle	(1) The Fund is a special, nonlapsing fund that is not subject to § 7–302 of .
9 10	Comptroller	(2) The State Treasurer shall hold the Fund separately, and the shall account for the Fund.
11	(e)	The Fund consists of:
$12 \\ 13 \\ 14 \\ 15$	(1) all revenues received by the State from any source resulting, directly or indirectly, from any judgment against, or settlement with, opioid manufacturers, opioid research associations, or any other person in the opioid industry relating to any claims made or prosecuted by the State to recover damages for violations of State law; and	
16		(2) the interest earnings of the Fund.
17 18 19 20 21	(f) The Fund may be used only to provide funds for THE PURPOSES SPECIFIED IN SETTLEMENT AGREEMENTS AND JUDGMENTS RELATING TO CLAIMS BY THE STATE AGAINST OPIOID MANUFACTURERS, OPIOID RESEARCH ASSOCIATIONS, OR ANY OTHER PERSON IN THE OPIOID INDUSTRY FOR VIOLATIONS OF STATE LAW, INCLUDING:	
$22 \\ 23 \\ 24$	substance u purpose of: ;	(1) programs, services, supports, and resources for evidence-based se disorder prevention, treatment, recovery, or harm reduction that have the
$25 \\ 26 \\ 27$		(i) improving access to medications proven to prevent or reverse an reluding by supporting the initiative to co-locate naloxone with automated ibrillators placed in public buildings under § 13–518 of the Education Article;
28 29 30		(ii) supporting peer support specialists and screening, brief 1, and referral to treatment services for hospitals, correctional facilities, and risk populations;
31 32	substance u	(iii) increasing access to medications that support recovery from se disorders; AND

1	(iv) expanding the Heroin Coordinator Program, including for
2	administrative expenses;
3	f(v) expanding access to crisis beds and residential treatment
4	services for adults and minors:
4	Services for audits and infinite,
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5	(vi) expanding and establishing safe stations, mobile crisis response
6	systems, and crisis stabilization centers;
7	(vii) supporting the behavioral health crisis hotline;
8	(viii) organizing primary and secondary school education campaigns
9	to prevent opioid use, including for administrative expenses;
U	to prevent opioia ase, meraanig for aunimistrative expenses,
10	(ix) enforcing the laws regarding opioid prescriptions and sales,
11	including for administrative expenses;
12	(x) research regarding and training for substance use treatment and
13	overdose prevention, including for administrative expenses; and
14	(xi) supporting and expanding other evidence-based interventions
15	for overdose prevention and substance use treatment;
10	for overabbe prevention and substance use treatment,
16	(2) supporting community-based nonprofit recovery organizations that
17	provide nonclinical substance use recovery support services in the State;
18	(3) ADDRESSING RACIAL DISPARITIES IN ACCESS TO PREVENTION,
19	HARM REDUCTION, TREATMENT, AND RECOVERY SUPPORT SERVICES;
20	(4) ADDRESSING SOCIOECONOMIC DISPARITIES IN ACCESS TO
21	PREVENTION, HARM REDUCTION, TREATMENT, AND RECOVERY SUPPORT SERVICES;
22	(5) evidence–informed substance use disorder prevention, treatment
23	recovery, or harm reduction pilot programs or demonstration studies that are not
24	evidence-based if the Opioid Restitution Fund Advisory Council, established under §
$\overline{25}$	7.5–902 of the Health – General Article:
40	1.5 502 of the ficaton – General fillitele.
26	(i) determines that an anging avidence are parts the distribution of
	(i) determines that emerging evidence supports the distribution of
27	money for the pilot program or that there is a reasonable basis for funding the
28	demonstration study with the expectation of creating an evidence-based program; and
29	(ii) approves the use of money for the pilot program or demonstration
30	study; and

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1 [(4)] (5) (6) evaluations of the effectiveness and outcomes reporting for 2 substance use disorder abatement infrastructure, programs, services, supports, and 3 resources for which money from the Fund was used, including evaluations of the impact on 4 access to harm reduction services or treatment for substance use disorders and the 5 reduction in drug-related mortality.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 7 1, 2025.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.