

1 HOUSE BILL 171

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY

4 Jenifer Jones and Elizabeth "Liz" Thomson and Cathrynn N. Brown

5  
6  
7  
8 FOR THE LEGISLATIVE HEALTH AND HUMAN SERVICES COMMITTEE

9  
10 AN ACT

11 RELATING TO PHARMACIES; AMENDING THE PHARMACY ACT TO PROVIDE  
12 FOR CUSTODIAL CARE FACILITIES ACQUIRING AND POSSESSING  
13 CONTROLLED SUBSTANCES FOR WITHDRAWAL MANAGEMENT.

14  
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. A new section of the Pharmacy Act is enacted  
17 to read:

18 "[NEW MATERIAL] CUSTODIAL CARE FACILITIES--ACQUIRING AND  
19 POSSESSING CONTROLLED SUBSTANCES.--

20 A. A licensed custodial care facility that is  
21 authorized to provide medically monitored withdrawal management  
22 that is under the supervision of a consulting pharmacist and  
23 has nursing staff on-site twenty-four hours per day, three  
24 hundred sixty-five days per year, may acquire, stock, maintain  
25 and have in the facility's possession dangerous drugs,

.229070.3

underscoring material = new  
~~[bracketed material] = delete~~

underscoring material = new  
~~[bracketed material] = delete~~

1 including controlled substances to be used for withdrawal  
2 management purposes.

3 B. As used in this section, "controlled substance"  
4 means a drug, substance or immediate precursor enumerated in  
5 Schedules III and V of the Controlled Substances Act."