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SENATE BILL 318

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Cisco McSorley

AN ACT

**RELATING TO DRUGS; AUTHORIZING AND RELEASING FROM LIABILITY
PERSONS WHO ADMINISTER OPIOID ANTAGONISTS; RELEASING FROM
LIABILITY LICENSED HEALTH CARE PROFESSIONALS; DECLARING AN
EMERGENCY.**

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

**Section 1. AUTHORITY TO ADMINISTER OPIOID ANTAGONISTS--
RELEASE FROM LIABILITY. --**

**A. A person, other than a licensed health care
professional permitted by law to administer an opioid
antagonist, may administer an opioid antagonist to another
person if:**

**(1) he, in good faith, believes the other
person is experiencing a drug overdose; and**

(2) he acts with reasonable care in

underscored material = new
[bracketed material] = delete

1 administering the drug to the other person.

2 B. A person who administers an opioid antagonist
3 to another person pursuant to Subsection A of this section
4 shall not be subject to civil liability or criminal
5 prosecution as a result of the administration of the drug.

6 Section 2. HEALTH CARE PROFESSIONALS-- RELEASE FROM
7 LIABILITY.--A licensed health care professional who is
8 permitted by law to prescribe an opioid antagonist, if acting
9 with reasonable care, may prescribe, dispense, distribute or
10 administer an opioid antagonist without being subject to civil
11 liability or criminal prosecution.

12 Section 3. EMERGENCY.--It is necessary for the public
13 peace, health and safety that this act take effect
14 immediately.