

**Representative Steve Eliason** proposes the following substitute bill:

**CONTROLLED SUBSTANCE ABUSE AMENDMENTS**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Steve Eliason**

Senate Sponsor: Evan J. Vickers

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**LONG TITLE**

**General Description:**

This bill amends the Utah Controlled Substances Act.

**Highlighted Provisions:**

This bill:

► requires a prescriber to discuss the risks of using an opiate with a patient or the patient's guardian before issuing an initial opiate prescription.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**58-37-19**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **58-37-19** is enacted to read:

**58-37-19. Opiate prescription consultation.**

(1) As used in this section:



- 26           (a) "Hospice" means the same as that term is defined in Section 26-21-2.
- 27           (b) "Initial opiate prescription" means a prescription for an opiate to a patient who:
- 28           (i) has never previously been issued a prescription for an opiate; or
- 29           (ii) was previously issued a prescription for an opiate, but the date on which the current
- 30 prescription is being issued is more than one year after the date on which an opiate was
- 31 previously prescribed or administered to the patient.
- 32           (c) "Prescriber" means an individual authorized to prescribe a controlled substance
- 33 under this chapter.
- 34           (2) Except as provided in Subsection (4), a prescriber may not issue an initial opiate
- 35 prescription without discussing with the patient, or the patient's parent or guardian if the patient
- 36 is under 18 years of age and is not an emancipated minor:
- 37           (a) the risks of addiction and overdose associated with opiate drugs;
- 38           (b) the dangers of taking opiates with alcohol, benzodiazepines, and other central
- 39 nervous system depressants;
- 40           (c) the reasons why the prescription is necessary;
- 41           (d) alternative treatments that may be available; and
- 42           (e) other risks associated with the use of the drugs being prescribed.
- 43           (3) This section does not apply to a prescription for:
- 44           (a) a patient who is currently in active treatment for cancer;
- 45           (b) a patient who is receiving hospice care from a licensed hospice; or
- 46           (c) a medication that is being prescribed to a patient for the treatment of the patient's
- 47 substance abuse or opiate dependence.