

Senate Bill 452

Sponsored by Senator BEYER (at the request of Jennifer Knapp) (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Oregon Health Authority to develop triage, treatment and transportation protocols for patients who carry emergency use medications. Allows emergency medical services provider to administer to patient emergency use medication carried by patient.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to emergency use medications; and prescribing an effective date.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 682.**

5 **SECTION 2. (1) An emergency medical services provider may, in compliance with proto-**
6 **cols developed under this section, administer to a patient emergency use medications carried**
7 **by the patient as determined necessary by the emergency medical services provider.**

8 **(2) The Oregon Health Authority, in consultation with the State Emergency Medical**
9 **Service Committee, shall develop triage, treatment and transportation protocols for the care**
10 **of patients who carry emergency use medications. The protocols must:**

11 **(a) Be available to each ambulance service and emergency medical services provider on**
12 **a website operated by or on behalf of the authority and in printed form.**

13 **(b) Be adaptable by ambulance services and emergency medical services providers in**
14 **different areas of this state, based on available resources in each region.**

15 **(c) Require the ambulance service or emergency medical services provider responsible for**
16 **the transportation of the patient to inform the hospital that will receive the patient of the**
17 **patient's pending arrival and condition and any pre-hospital treatment provided to the pa-**
18 **tient, including whether any emergency use medication was administered to the patient.**

19 **(d) Allow the emergency medical services provider to administer to the patient emer-**
20 **gency use medications carried by the patient, if the emergency medical services provider**
21 **determines it is necessary.**

22 **(3) An emergency medical services provider acting in good faith, if the act does not**
23 **constitute wanton misconduct, is immune from civil liability for any act or omission of an**
24 **act committed during the course of administering to a patient emergency use medication**
25 **carried by the patient.**

26 **(4) The authority may adopt rules to carry out this section, including rules to:**

27 **(a) Define emergency use medication.**

28 **(b) Establish training tools related to the protocols developed under this section.**

29 **SECTION 3. (1) Section 2 of this 2019 Act becomes operative on January 1, 2020.**

30 **(2) The Oregon Health Authority may take any action before the operative date specified**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 in subsection (1) of this section that is necessary to enable the authority to exercise, on and
2 after the operative date specified in subsection (1) of this section, all of the duties, functions
3 and powers conferred on the authority by section 2 of this 2019 Act.

4 SECTION 4. This 2019 Act takes effect on the 91st day after the date on which the 2019
5 regular session of the Eightieth Legislative Assembly adjourns sine die.

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