

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for House Bill Nos. 2824 & 1723, Page 1, Section A, Line 4,  
2 by inserting after all of the said section and line the following:

3  
4 "174.338. 1. As used in this section, the term "institution" means a state-supported two-year  
5 or four-year institution of higher education located in this state.

6 2. The department of higher education and workforce development shall consult and  
7 collaborate with the department of health and senior services to implement requirements related to  
8 ensuring that each campus of each institution in this state, before January 1, 2025, has an opioid  
9 overdose rescue kit in a clearly visible location that is labeled with the words "Opioid Overdose  
10 Rescue Kit - Naloxone Nasal Spray" or other language approved by the department of higher  
11 education and workforce development.

12 3. An opioid overdose rescue kit required under subsection 2 of this section shall:

13 (1) Be visually free of advertisements;

14 (2) Be located where it is readily available for public use; and

15 (3) Include, but not be limited to:

16 (a) Narcan, Naloxone, or another medication approved by the department of health and  
17 senior services and the United States Food and Drug Administration that, when administered,  
18 negates or neutralizes, in whole or in part, the pharmacological effects of an opioid in the human  
19 body; and

20 (b) A written informational sheet or card that succinctly provides the information described  
21 in subdivision (3) of subsection 5 of this section.

22 4. (1) The location of each opioid overdose rescue kit required under subsection 2 of this  
23 section shall be registered with the campus police of the institution.

24 (2) An opioid overdose rescue kit required under subsection 2 of this section shall be located  
25 in each of the following on each campus of each institution:

26 (a) An educational building;

27 (b) A dormitory;

28 (c) A student union;

29 (d) A sporting venue;

30 (e) An on-campus, free-standing, institution-owned sorority or fraternity house; and

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 (f) A campus health center.

2 (3) An institution may install an opioid overdose rescue kit in a location other than the  
3 locations described in subdivision (2) of this subsection as necessary.

4 (4) In each location described in subdivision (2) or (3) of this subsection, the opioid  
5 overdose rescue kit shall be on an affixed wall mount that is clearly visible and located by the  
6 nearest fire extinguisher.

7 (5) Each institution shall:

8 (a) Perform inspections at least once per month to determine if an opioid overdose rescue kit  
9 required under subsection 2 of this section is in the required location; and

10 (b) Take all reasonable steps to replace used or expired opioid overdose rescue kits located  
11 on the campus of the institution as necessary.

12 (6) If an institution takes all reasonable steps necessary to satisfy the requirements of  
13 subdivision (5) of this subsection, such institution shall not be held liable for an injury caused by an  
14 inadequate opioid overdose rescue kit.

15 (7) A list of locations of each opioid overdose rescue kit required under subsection 2 of this  
16 section shall be available in printed and electronic form through each institution's campus health  
17 center and the department of public safety.

18 5. (1) Each institution shall provide training regarding the use and location of each opioid  
19 overdose rescue kit required under subsection 2 of this section during a freshman student orientation  
20 program sponsored by the institution.

21 (2) Training regarding the use and location of each opioid overdose rescue kit required  
22 under subsection 2 of this section for students other than those students attending a freshman student  
23 orientation program may be made available through programs to be developed or approved by the  
24 department of health and senior services.

25 (3) The training described in subdivisions (1) and (2) of this subsection shall include, but  
26 not be limited to, the following information:

27 (a) Signs of an opioid overdose;

28 (b) The importance of immediately calling 911;

29 (c) How to administer the overdose medication provided, including when to administer a  
30 second dose;

31 (d) The importance of staying with and monitoring the individual until professional help  
32 arrives; and

33 (e) The Good Samaritan protections provided under section 195.205.

34 6. The Good Samaritan protections provided under section 195.205 shall apply to  
35 individuals who, in good faith, administer an overdose medication under this section.

36 7. The department of health and senior services shall promulgate rules to implement the  
37 provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010,  
38 that is created under the authority delegated in this section shall become effective only if it complies  
39 with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This

1 section and chapter 536 are nonseverable and if any of the powers vested with the general assembly  
2 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are  
3 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or  
4 adopted after August 28, 2024, shall be invalid and void."; and

5  
6 Further amend said bill by amending the title, enacting clause, and intersectional references  
7 accordingly.