



AMENDMENT NO. _____ Calendar No. _____

Purpose: To ensure references to opioid overdose reversal agents in certain grant programs of the Department of Health and Human Services are not limited to naloxone.

IN THE SENATE OF THE UNITED STATES—118th Cong., 1st Sess.

S. 3393

To reauthorize the SUPPORT for Patients and Communities Act, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Ms. HASSAN

Viz:

1 At the appropriate place, insert the following:

2 **SEC. ____ . REFERENCES TO OPIOID OVERDOSE REVERSAL**

3 **AGENTS IN HHS GRANT PROGRAMS.**

4 (a) IN GENERAL.—In promulgating regulations or
5 issuing guidance or other documents for any grant pro-
6 gram of the Department of Health and Human Services
7 that addresses opioid misuse or use disorders, the Sec-
8 retary of Health and Human Services (referred to in this
9 section as the “Secretary”) shall ensure that any reference
10 to an opioid overdose reversal agent—

1 (1) shall be a reference to any drug or device
2 approved, cleared, or otherwise legally marketed
3 under the Federal Food, Drug, and Cosmetic Act
4 (21 U.S.C. 301 et seq.) for emergency treatment of
5 known or suspected opioid overdose; and

6 (2) shall not be limited to a reference to
7 naloxone.

8 (b) EXISTING REFERENCES.—

9 (1) UPDATE.—Not later than December 31,
10 2024, the Secretary shall update each regulation,
11 guidance, and other document described in para-
12 graph (2) such that any reference to an opioid over-
13 dose reversal agent, including any reference to
14 naloxone, is a reference to any drug or device ap-
15 proved, cleared, or otherwise legally marketed under
16 the Federal Food, Drug, and Cosmetic Act (21
17 U.S.C. 301 et seq.) for emergency treatment of
18 known or suspected opioid overdose.

19 (2) REGULATIONS, GUIDANCE, DOCUMENTS DE-
20 SCRIBED.—A regulation, guidance, or other docu-
21 ment described in this paragraph is any regulation,
22 guidance, or other document of the Department of
23 Health and Human Services that—

24 (A) was issued before the date of enact-
25 ment of this Act; and

1 (B) is for—

2 (i) the grant program for State and
3 Tribal response to opioid use disorders
4 under section 1003 of the 21st Century
5 Cures Act (42 U.S.C. 290ee-3a); or

6 (ii) the grant program for priority
7 substance use disorder prevention needs of
8 regional and national significance under
9 section 516 of the Public Health Service
10 Act (42 U.S.C. 290bb-22).