

HOUSE BILL No. 4601

May 11, 2017, Introduced by Reps. Singh, Graves, LaGrand, Marino, Lucido, Howell, Faris and Canfield and referred to the Committee on Health Policy.

A bill to amend 1978 PA 368, entitled
"Public health code,"
(MCL 333.1101 to 333.25211) by adding section 7333b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **SEC. 7333B. (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION**
2 **(2), A PRESCRIBER SHALL NOT PRESCRIBE A PATIENT ANY OF THE**
3 **FOLLOWING:**

4 **(A) EXCEPT AS OTHERWISE PROVIDED IN SUBDIVISION (B), A**
5 **COMBINATION OF OPIOIDS IN AN AMOUNT THAT EXCEEDS 100 MORPHINE**
6 **MILLIGRAM EQUIVALENTS PER DAY IN THE AGGREGATE.**

7 **(B) UNTIL JUNE 30, 2018, IF THE PATIENT HAS ON THE EFFECTIVE**
8 **DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION A PRESCRIPTION**
9 **FOR AN OPIOID IN AN AMOUNT THAT EXCEEDS 100 MORPHINE MILLIGRAM**
10 **EQUIVALENTS PER DAY, AN OPIOID IN AN AMOUNT THAT WOULD CAUSE THE**

1 AMOUNT OF OPIOIDS PRESCRIBED TO THE PATIENT BY THE PRESCRIBER TO
2 EXCEED 300 MORPHINE MILLIGRAM EQUIVALENTS PER DAY IN THE AGGREGATE.
3 BEGINNING JULY 1, 2018, THE AMOUNT OF OPIOIDS PRESCRIBED BY A
4 PRESCRIBER MUST NOT EXCEED 100 MORPHINE MILLIGRAM EQUIVALENTS PER
5 DAY IN THE AGGREGATE.

6 (C) BEGINNING JULY 1, 2018, IF THE PATIENT IS BEING TREATED
7 FOR CHRONIC PAIN, MORE THAN A 30-DAY SUPPLY OF AN OPIOID WITHIN A
8 30-DAY PERIOD.

9 (D) BEGINNING JULY 1, 2018, IF THE PATIENT IS BEING TREATED
10 FOR ACUTE PAIN, MORE THAN A 10-DAY SUPPLY OF AN OPIOID WITHIN A 10-
11 DAY PERIOD.

12 (2) SUBSECTION (1) DOES NOT APPLY UNDER ANY OF THE FOLLOWING
13 CIRCUMSTANCES:

14 (A) IF THE PRESCRIBER IS PRESCRIBING AN OPIOID TO A PATIENT
15 UNDER ANY OF THE FOLLOWING CIRCUMSTANCES:

16 (i) FOR PAIN ASSOCIATED WITH CANCER TREATMENT.

17 (ii) FOR PALLIATIVE CARE TREATMENT OR IF THE PATIENT IS UNDER
18 A HOSPICE PLAN OF CARE.

19 (iii) TO TREAT A SUBSTANCE USE DISORDER.

20 (B) IF THE PRESCRIBER IS ORDERING OR ADMINISTERING AN OPIOID
21 FOR INPATIENT USE IN A HEALTH FACILITY OR AGENCY THAT IS LICENSED
22 UNDER ARTICLE 17.

23 (3) AS USED IN THIS SECTION:

24 (A) "ACUTE PAIN" MEANS PAIN THAT IS THE NORMAL, PREDICTED
25 PHYSIOLOGICAL RESPONSE TO A NOXIOUS CHEMICAL OR A THERMAL OR
26 MECHANICAL STIMULUS AND IS TYPICALLY ASSOCIATED WITH INVASIVE
27 PROCEDURES, TRAUMA, AND DISEASE AND USUALLY LASTS FOR A LIMITED

1 AMOUNT OF TIME.

2 (B) "CHRONIC PAIN" MEANS PAIN THAT PERSISTS BEYOND THE USUAL
3 COURSE OF AN ACUTE DISEASE OR THE HEALING OF AN INJURY AND THAT MAY
4 BE ASSOCIATED WITH AN ACUTE OR CHRONIC PATHOLOGIC PROCESS THAT
5 CAUSES CONTINUOUS OR INTERMITTENT PAIN OVER MONTHS OR YEARS.

6 Enacting section 1. This amendatory act takes effect 90 days
7 after the date it is enacted into law.