

1 TO THE HOUSE OF REPRESENTATIVES:

2 The Committee on Human Services to which was referred House Bill No.
3 222 entitled “An act relating to reducing overdoses” respectfully reports that it
4 has considered the same and recommends that the House concur in the Senate
5 proposal of amendment with further proposals of amendment as follows:

6 First: In Sec. 12, 18 V.S.A. § 4240a, by striking out subsection (c) in its
7 entirety and inserting in lieu thereof a new subsection (c) to read as follows:

8 (c) In operating any drug-checking service, personally identifiable
9 information may be collected from a person providing a controlled substance
10 to a service provider only as necessary to communicate drug-checking results
11 to the person. Personally identifiable information collected solely for the
12 purposes of communicating drug-checking results shall not be retained or
13 shared by a services provider.

14 Second: In Sec. 12, 18 V.S.A. § 4240a, by striking out subsection (e) in its
15 entirety and inserting in lieu thereof a new subsection (e) to read as follows:

16 (e) An individual possessing a regulated substance and who provides any
17 portion of the substance to a program pursuant to this section for purposes of
18 obtaining drug-checking services shall not be subject to arrest, charge, or
19 prosecution for possession of a regulated substance pursuant to this chapter or
20 civil or administrative penalty or disciplinary action by a professional licensing
21 board for a violation of this chapter based on the individual’s use or attempted

1 use of drug-checking services in accordance with this section. The immunity
2 provisions of this subsection shall apply only to the use and derivative use of
3 evidence gained as a proximate result of an individual seeking drug-checking
4 services and shall not preclude prosecution of the individual on the basis of
5 evidence obtained from an independent source.

6 Third: In Sec. 13, 18 V.S.A. § 4774, in subdivision (a)(2), in the first
7 sentence, by inserting the phrase “annually on or before January 15” after
8 “subchapter, ~~as part of its annual budget submission,~~”

9 Fourth: In Sec. 14, appropriation; Opioid Abatement Special Fund, in
10 subdivision (3)(A), by striking out the phrase “and within syringe service
11 organizations”

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14 (Committee vote: _____)

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Representative _____

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FOR THE COMMITTEE