

# I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN

## 2023 (FIRST) Regular Session

### VOTING RECORD

<b>Bill No. 73-37 (LS)</b> As amended by the Committee on Health, Land, Justice, and Culture; and further amended on the Floor.	Speaker Antonio R. Unpingco Legislative Session Hall Guam Congress Building June 30, 2023
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NAME	Aye	Nay	Not Voting/ Abstained	Out During Roll Call	Absent	Excused
Senator Chris Barnett	✓					
Senator Frank Blas, Jr.	✓					
Senator Joanne Brown	✓					
Senator Christopher M. Dueñas	✓					
Senator Thomas J. Fisher	✓					
Senator Jesse A. Lujan	✓					
Vice Speaker Tina Rose Muña Barnes	✓					
Senator William A. Parkinson	✓					
Senator Sabina Flores Perez	✓					
Senator Roy A. B. Quinata	✓					
Senator Joe S. San Agustin	✓					
Senator Dwayne T. D. San Nicolas	✓					
Senator Amanda L. Shelton	✓					
Senator Telo T. Taitague	✓					
Speaker Therese M. Terlaje	✓					

**TOTAL**

**15**

**0**

Aye

Nay

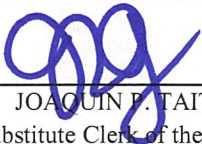
Not  
Voting/  
Abstained

Out  
During  
Roll Call

Absent

Excused

CERTIFIED TRUE AND CORRECT:



JOAQUIN F. TAITAGUE  
Substitute Clerk of the Legislature

I = Pass

*I MINA'TRENTAI SIETTE NA LIHESLATURAN GUÅHAN*  
**2023 (FIRST) Regular Session**

**Bill No. 73-37 (LS)**

As amended by the Committee on  
Health, Land, Justice, and Culture; and  
further amended on the Floor.

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Introduced by:

Therese M. Terlaje  
Chris Barnett  
Telo T. Taitague  
Joanne Brown

**AN ACT TO *ADD* NEW §§ 16115, 16116, 16117, 16118,  
16119, AND 16120 TO CHAPTER 16, DIVISION 1, TITLE  
10, GUAM CODE ANNOTATED, RELATIVE TO  
FURTHER EXPANDING ACCESS TO OPIOID  
ANTAGONISTS BY ESTABLISHING AN EMERGENCY  
OPIOID ACCESS BYSTANDER PROGRAM AND  
REQUIRING CO-PRESCRIPTION OF OPIOID  
ANTAGONISTS.**

1        **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2        **Section 1.** New §§ 16115, 16116, 16117, 16118, 16119, and 16120 are  
3 hereby *added* to Chapter 16, Division 1, Title 10, Guam Code Annotated, to read:

4        “§ 16115.    **Co-Prescribing May Be Required.**

5            (a) In General. Any prescriber issuing an initial or renewal  
6 prescription to an individual for an opioid analgesic on Guam shall co-  
7 prescribe an emergency opioid antagonist.

8            (b) Patient Education. Upon issuing an initial prescription for an  
9 opioid analgesic, and at least once every six (6) months thereafter as long as

1 such opioid analgesic remains a part of patient care, the prescriber shall  
2 provide educational materials to the patient, in writing, or other accessible  
3 instructional materials for an individual with a disability, regarding:

4 (1) the importance of emergency opioid antagonists in  
5 preventing deaths from opioid overdoses;

6 (2) how to recognize the signs and symptoms of a drug  
7 overdose;

8 (3) the essential steps in responding to a drug overdose,  
9 including:

10 (A) evaluate for signs of an opioid overdose;

11 (B) call 911 for help;

12 (C) administer an emergency opioid antagonist;

13 (D) support the person's breathing; and

14 (E) monitor the person's response;

15 (4) where to obtain emergency opioid antagonists throughout  
16 Guam;

17 (5) de-stigmatizing the possession of an emergency opioid  
18 antagonist; and

19 (6) Guam laws limiting a person's civil and criminal liability  
20 for prescribing, dispensing, distributing, or administering emergency  
21 opioid antagonists.

22 **§ 16116. Prohibition of Discrimination By Life Insurance Companies.**

23 (a) Limitations on Coverage. Any company engaged in the business  
24 of providing life insurance that is authorized to do business within Guam shall  
25 not limit coverage, or refuse to issue or renew coverage, for an individual  
26 under any policy due to the fact that the individual:

1                   (1) has or had a prescription for an emergency opioid  
2 antagonist; or

3                   (2) purchased or otherwise possessed an emergency opioid  
4 antagonist.

5           (b) Rates. Any company engaged in the business of providing life  
6 insurance that is authorized to do business within Guam shall not, when  
7 determining the premium rate for coverage of an individual under a policy  
8 issued or renewed by the company, use the fact that the individual:

9                   (1) has or had a prescription for an emergency opioid  
10 antagonists; or

11                   (2) purchased or otherwise possessed an emergency opioid  
12 antagonist.

13           (c) Other Discrimination. Any company engaged in the business of  
14 providing life insurance that is authorized to do business within Guam shall  
15 not otherwise discriminate in the offering, issuance, cancellation, amount of  
16 coverage, premium, or any other condition of an insurance policy issued by  
17 the company based solely upon the fact that an individual:

18                   (1) has, or had, a prescription for an emergency opioid  
19 antagonist; or

20                   (2) purchased, or otherwise possessed an emergency opioid  
21 antagonist.

22           **§ 16117. Emergency Opioid Antagonist Access Bystander Program.**

23           The Guam Behavioral Health & Wellness Center shall establish the  
24 emergency opioid antagonist access bystander program, which shall involve:

25                   (a) establishing one (1) or more publicly accessible emergency  
26 opioid antagonist locations within the island;

1 (b) determining the potential location or locations of publicly  
2 accessible emergency opioid antagonists;

3 (c) monitoring the use of such publicly accessible emergency opioid  
4 antagonist locations;

5 (d) creating and distributing opioid overdose response toolkits,  
6 including an emergency opioid antagonist for distribution to participating  
7 private businesses to be kept on-site; and

8 (e) researching and applying for additional funding through the  
9 federal government or private entities, or both.

10 **§ 16118. Opioid Recovery Advisory Council Distribution of Opioid**  
11 **Antagonists.**

12 The Opioid Recovery Advisory Council may distribute naloxone made  
13 available through settlements to pharmacies and to the emergency opioid antagonist  
14 access locations established by the Bystander Program in §16117 of this Chapter, to  
15 distribute as necessary.

16 **§ 16119. Fentanyl Testing Strips.**

17 Notwithstanding any other law, the distribution or possession of a narcotic-  
18 drug-testing product that is used solely to determine whether a controlled substance  
19 contains fentanyl shall be lawful on Guam and may be distributed through the  
20 bystander program or wherever opioid antagonists are distributed.

21 **§ 16120. Severability.** The provisions outlined in this Act are declared to  
22 be separate and severable. The invalidity of any clause, sentence, paragraph,  
23 subdivision, section or portion of this statute, or the invalidity of the application  
24 thereof to any person or circumstance shall not affect the validity of the remainder  
25 of this statute or the validity of its application to other persons or circumstances.”