

Stricken language would be deleted from and underlined language would be added to present law.  
Act 811 of the Regular Session

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

As Engrossed: H4/3/23

# A Bill

HOUSE BILL 1514

5 By: Representatives T. Shephard, F. Allen, Barker, M. Berry, Clowney, A. Collins, Cozart, Ennett,  
6 Eubanks, K. Ferguson, V. Flowers, D. Garner, Gazaway, Gramlich, Hudson, Magie, McCullough, Nicks,  
7 Painter, Pilkington, J. Richardson, Schulz, Scott, Springer, Tosh, Unger, Wardlaw, D. Whitaker  
8 By: Senators L. Chesterfield, F. Love, C. Tucker, G. Leding, K. Hammer, Hester  
9

## For An Act To Be Entitled

11 AN ACT TO REQUIRE THAT OPIOID OVERDOSE RESCUE KITS BE  
12 LOCATED ON EACH CAMPUS OF EACH PUBLIC HIGH SCHOOL AND  
13 STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION; AND  
14 FOR OTHER PURPOSES.  
15  
16

## Subtitle

18 TO REQUIRE THAT OPIOID OVERDOSE RESCUE  
19 KITS BE LOCATED ON EACH CAMPUS OF EACH  
20 PUBLIC HIGH SCHOOL AND STATE-SUPPORTED  
21 INSTITUTION OF HIGHER EDUCATION.  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code Title 6, Chapter 18, Subchapter 7, is amended  
27 to add an additional section to read as follows:

28 6-18-720. Opioid overdose rescue kit – Required.

29 (a) The Division of Elementary and Secondary Education shall consult  
30 and collaborate with the Criminal Justice Institute and the office of the  
31 Arkansas Drug Director to ensure that, no later than January 1, 2024, each  
32 public high school campus in the State of Arkansas has an opioid overdose  
33 rescue kit that is clearly visible and labeled with the words "Overdose  
34 Rescue Kit – Naloxone Nasal Spray" or other language approved by the  
35 division.

36 (b) The location of each opioid overdose rescue kit required under



1 subsection (a) of this section shall be registered with the school nurse and  
2 school resource officer.

3 (c) A school nurse and a school resource officer shall  
4 carry on their person at all times:

5 (1) Narcan;

6 (2) Naloxone; or

7 (3) Another medication approved by the Department of Health and  
8 the United States Food and Drug Administration that, when administered,  
9 negates or neutralizes, in whole or in part, the pharmacological effects of  
10 an opioid in the human body.

11 (d) An opioid overdose rescue kit required under subsection (a) of  
12 this section shall:

13 (1) Be:

14 (A) Located where it is readily available for public use;  
15 and

16 (B) Placed within all storage locations that currently  
17 contain an automated external defibrillator for public use;

18 (2) Be visually free of advertisement; and

19 (3) Include without limitation:

20 (A) Narcan;

21 (B) Naloxone; or

22 (C) Another medication approved by the Department of  
23 Health and the United States Food and Drug Administration that, when  
24 administered, negates or neutralizes, in whole or in part, the  
25 pharmacological effects of an opioid in the human body.

26 (e) A school resource officer or school nurse, as appropriate, shall  
27 report through the Criminal Justice Institute to the office of the Arkansas  
28 Drug Director within the Department of Human Services immediately following  
29 the use of an opioid overdose rescue kit required under this section.

30  
31 SECTION 2. Arkansas Code Title 6, Chapter 60, Subchapter 1, is amended  
32 to add an additional section to read as follows:

33 6-60-119. Opioid overdose rescue kit – Required.

34 (a) The Division of Higher Education shall consult and collaborate  
35 with the Arkansas Drug Director within the Department of Human Services to  
36 implement requirements related to ensuring that each campus of each

1 institution in the State of Arkansas, by January 1, 2024, has an opioid  
2 overdose rescue kit in a clearly visible location that is labeled with the  
3 words "Opioid Overdose Rescue Kit – Naloxone Nasal Spray" or other language  
4 approved by the division.

5 (b) An opioid overdose rescue kit required under subsection (a) of  
6 this section shall:

7 (1) Be visually free of advertisements;

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

9 (3) Include without limitation:

10 (A) Narcan;

11 (B) Naloxone; or

12 (C) Another medication approved by the Department of  
13 Health and the United States Food and Drug Administration that, when  
14 administered, negates or neutralizes, in whole or in part, the  
15 pharmacological effects of an opioid in the human body.

16 (c)(1) The location of each opioid overdose rescue kit required under  
17 subsection (a) of this section shall be registered with the campus police of  
18 the institution.

19 (2)(A) An opioid overdose rescue kit required under subsection  
20 (a) of this section shall be located within the storage locations that  
21 currently contain automated external defibrillators in each of the following  
22 on each campus of each institution without limitation:

23 (i) An educational building;

24 (ii) A dormitory;

25 (iii) A student union;

26 (iv) A sporting venue;

27 (v) An on-campus, free-standing, institution-owned  
28 sorority or fraternity house;

29 (vi) A campus health center; and

30 (vii) Other locations as necessary.

31 (B) In the event that an automated external defibrillator  
32 is not available in a location required under subdivision (c)(2)(A) of this  
33 section, an opioid overdose rescue kit shall be on an affixed wall mount that  
34 is clearly visible and located by the nearest fire extinguisher.

35 (3) Each institution shall:

36 (A) Perform inspections during the first month of each

1 academic semester to determine if an opioid overdose rescue kit required  
2 under subsection (a) of this section is in the required location; and

3 (B) Replace used or expired opioid overdose rescue kits  
4 located on the campus of the institution as necessary.

5 (4) A list of locations of each opioid overdose rescue kit  
6 required under subsection (a) of this section shall be available through each  
7 institution's campus health center and the Department of Public Safety.

8 (d)(1) The administering institution official or other appropriate  
9 individual as designated shall report the use of an opioid overdose rescue  
10 kit required under this section to the Arkansas Drug Director within the  
11 Department of Human Services.

12 (2) Reporting for purposes of complying with subdivision (d)(1)  
13 of this section may be made via:

14 (A) A quick response code visible on a Naloxone box or an  
15 affixed wall mount on which an opioid overdose rescue kit is; or

16 (B) The NARCANSas App made available by the Department of  
17 Human Services.

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

22 (2) Training regarding the use and location of each opioid  
23 overdose rescue kit required under subsection (a) of this section for  
24 students other than those students attending a freshman student orientation  
25 program may be made available through the following offered by the Department  
26 of Human Services:

27 (A) The NARCANSas App; or

28 (B) An in-person Collegiate NARCAN Campaign (SOR II).

29  
30 (f) As used in this section, "institution" means a state-supported  
31 two-year or four-year institution of higher education located in the State of  
32 Arkansas.

33  
34 /s/T. Shephard

35 APPROVED: 4/13/23