

House Bill 407

By: Representatives Mabra of the 63rd, Broadrick of the 4th, Rogers of the 29th, and Bruce of the 61st

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 10 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated,
2 relating to pain management clinics, so as to require Opioid Education and Pro-Active
3 Addiction Counseling for patients who are prescribed Schedule II or III controlled substances
4 for chronic pain for extended periods; to provide for related matters; to provide for an
5 effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 10 of Chapter 34 of Title 43 of the Official Code of Georgia Annotated, relating to
9 pain management clinics, is amended by adding a new Code section to read as follows:

10 "43-34-291.

11 When a Schedule II or III controlled substance is prescribed for a patient for a period
12 greater than 90 consecutive days for the treatment of chronic pain from conditions that are
13 nonterminal conditions, a pain management clinic shall require the patient to complete
14 Opioid Education and Pro-Active Addiction Counseling that meets the requirements of this
15 Code section at least once every three months during the course of such treatment. In the
16 event that the patient is a minor, the pain management clinic shall require his or her parent
17 or legal guardian to complete such counseling. Opioid Education and Pro-Active
18 Addiction Counseling shall be provided by third parties for a fee of not more than \$100.00
19 per session to the patient. Opioid Education and Pro-Active Addiction Counseling shall
20 be staffed and conducted by licensed professional counselors, certified addiction
21 counselors, or both. The board is authorized to establish rules and regulations pursuant to
22 this Code section."

23 **SECTION 2.**

24 This Act shall become effective on January 1, 2016.

25

SECTION 3.

26 All laws and parts of laws in conflict with this Act are repealed.