

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

H

1

HOUSE BILL 745

Short Title: Mandate Fentanyl Testing/Hospital ER Patients. (Public)

Sponsors: Representatives Morey, Sasser, Cunningham, and Potts (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Health, if favorable, Rules, Calendar, and Operations of the House

April 19, 2023

A BILL TO BE ENTITLED

AN ACT REQUIRING EMERGENCY DEPARTMENTS OF GENERAL ACUTE CARE HOSPITALS TO TEST FOR FENTANYL WHENEVER A URINE SAMPLE IS COLLECTED FROM A PATIENT TO PERFORM A CHEMICAL ANALYSIS INTENDED TO ASSIST IN DIAGNOSING THE PATIENT'S CONDITION.

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 5 of Chapter 131E of the General Statutes is amended by adding a new Part to read:

"Part 3A. Miscellaneous Requirements.

**"§ 131E-89. Mandatory fentanyl screening by general acute care hospitals.**

Whenever an emergency department of a general acute care hospital licensed under this Article collects a urine sample from a patient to perform a chemical analysis intended to assist in diagnosing the patient's condition, the hospital shall test the urine sample for fentanyl as part of the chemical analysis. As used in this section, "chemical analysis" means the chemical examination of urine to determine if it contains alcohol, a controlled substance or its metabolite, or any other impairing substance."

**SECTION 2.** This act becomes effective October 1, 2023, and expires on October 1, 2028.



\* H 7 4 5 - V - 1 \*