

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 683 Session of 2023

INTRODUCED BY MASTRIANO, BROOKS AND BARTOLOTTA, MAY 15, 2023

SENATOR BROOKS, HEALTH AND HUMAN SERVICES, AS AMENDED, JUNE 20, 2023

AN ACT

1 Amending Title 35 (Health and Safety) of the Pennsylvania
2 Consolidated Statutes, in public safety, providing for
3 miscellaneous provisions.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 35 of the Pennsylvania Consolidated
7 Statutes is amended by adding a chapter to read:

CHAPTER 59

MISCELLANEOUS PROVISIONS

10 Sec.

11 5901. (Reserved).

12 5902. Urine drug screening requirement.

13 § 5901. (Reserved).

14 § 5902. Urine drug screening requirement.

15 (a) General rule.--If a urine drug screening is conducted in
16 a general acute care hospital to assist in diagnosing a
17 patient's condition, the urine drug screening shall include
18 testing for fentanyl AND XYLAZINE.

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1 (b) Reporting.--If the urine drug screening conducted in
2 accordance with subsection (a) detects fentanyl OR XYLAZINE, the <--
3 hospital shall report the test results, which shall be
4 deidentified, to the Department of Health through PA-NEDSS.

5 (c) Construction.--Nothing in this section shall preclude an
6 acute care hospital without analyzer equipment for urinalysis
7 from utilizing fentanyl test strips OR XYLAZINE TEST STRIPS in <--
8 accordance with the act of April 14, 1972 (P.L.233, No.64),
9 known as The Controlled Substance, Drug, Device and Cosmetic
10 Act.

11 (d) Definitions.--As used in this section, the following
12 words and phrases shall have the meanings given to them in this
13 subsection unless the context clearly indicates otherwise:

14 "Acute care hospital." A facility that provides inpatient
15 and outpatient hospital services and is licensed by the
16 Department of Health as a general or tertiary care hospital. The
17 term does not include a specialty hospital.

18 "Controlled substance." A drug, substance or immediate
19 precursor included in Schedules I through V of The Controlled
20 Substance, Drug, Device and Cosmetic Act.

21 "PA-NEDSS." Pennsylvania's version of the National
22 Electronic Disease Surveillance System.

23 "Urine drug screening." A chemical analysis intended to test
24 a patient for the presence of a controlled substance.

25 Section 2. This act shall take effect in 60 days.