

119TH CONGRESS
2D SESSION

H. R. 2004

AN ACT

To direct the Secretary of Health and Human Services to issue guidance on whether hospital emergency departments should implement fentanyl testing as a routine procedure for patients experiencing an overdose, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as “Tyler’s Law”.

3 **SEC. 2. TESTING FOR FENTANYL IN HOSPITAL EMERGENCY**

4 **DEPARTMENTS.**

5 (a) STUDY.—Not later than 1 year after the date of
6 enactment of this Act, the Secretary of Health and
7 Human Services shall complete a study to determine—

8 (1) how frequently hospital emergency depart-
9 ments test for fentanyl (in addition to testing for
10 other substances such as amphetamines,
11 phencyclidine, cocaine, opiates, and marijuana) when
12 a patient is experiencing an overdose;

13 (2) the costs associated with such testing for
14 fentanyl;

15 (3) the potential benefits and risks for patients
16 receiving such testing for fentanyl; and

17 (4) how fentanyl testing in hospital emergency
18 departments may impact the experience of the pa-
19 tient, including—

20 (A) protections for the confidentiality and
21 privacy of the patient’s personal health informa-
22 tion; and

23 (B) the patient-physician relationship.

24 (b) GUIDANCE.—Not later than 6 months after com-
25 pletion of the study under subsection (a), based on the

1 results of such study, the Secretary of Health and Human
2 Services shall issue guidance on the following:

3 (1) Whether hospital emergency departments
4 should implement fentanyl testing as a routine pro-
5 cedure for patients experiencing an overdose.

6 (2) How hospitals can ensure that clinicians in
7 their hospital emergency departments are aware of
8 which substances are being tested for in their rou-
9 tinely-administered drug tests, regardless of whether
10 those tests screen for fentanyl.

11 (3) How the administration of fentanyl testing
12 in hospital emergency departments may affect the
13 future risk of overdose and general health outcomes.

14 (c) DEFINITION.—In this section, the term “hospital
15 emergency department” means a hospital emergency de-
16 partment as such term is used in section 1867(a) of the
17 Social Security Act (42 U.S.C. 1395dd(a)).

Passed the House of Representatives September 15,
2026.

Attest:

Clerk.

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