

New section to be codified at Iowa Code Ann. § 908.12:

1. Notwithstanding any other law, no condition of deferred judgment, deferred sentence, suspended sentence, probation, parole, furlough, work release, or similar status may forbid an individual who has been diagnosed with a substance use disorder from receiving any medication that is approved by the federal Food and Drug Administration for the treatment of substance use disorder and prescribed by a licensed provider in the form and per the schedule that was prescribed.
2. No individual otherwise eligible for deferred judgment, deferred sentence, suspended sentence, probation, parole, furlough, work release, or similar status may be denied that adjudication because the individual is receiving, or has been prescribed, any medication that is approved by the federal Food and Drug Administration for the treatment of substance use disorder.
3. The use by an individual of a medication that is approved by the federal Food and Drug Administration for the treatment of substance use disorder and prescribed by a licensed provider for treatment of substance use disorder shall not be good cause for violation, revocation, or any other sanction of that individual.
4. Notwithstanding any other law, an individual diagnosed with substance use disorder cannot be remanded to custody solely due to their use of illicit opioids within the first three months of treatment with a medication that is approved by the federal Food and Drug Administration for the treatment of substance use disorder.
5. A counselor, physician, surgeon, physician assistant, advanced registered nurse practitioner, mental health professional, and any person employed by a program licensed pursuant to Section 125.13 who obtains information by reason of the person's employment, shall not provide to any tribunal, judge, judicial officer, probation or parole officer or county attorney any protected health information of an individual granted deferred judgment, deferred sentence, suspended sentence, probation, parole, furlough, work release, or similar status, other than that necessary to confirm or deny that the individual is compliant with that individual's prescribed treatment for substance use disorder. This prohibition may be waived by the individual about whom information is sought; provided, however, that such waiver must be made voluntarily and shall not be a condition of probation, parole, or similar status.