

HOUSE No. 1394

The Commonwealth of Massachusetts

PRESENTED BY:

F. Jay Barrows

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to law enforcement access to prescription monitoring data.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>1/17/2023</i>

HOUSE No. 1394

By Representative Barrows of Mansfield, a petition (accompanied by bill, House, No. 1394) of F. Jay Barrows relative to access to prescription monitoring data by law enforcement. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3717 OF 2019-2020.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to law enforcement access to prescription monitoring data.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Clause (4) of subsection (f) of section 24A of chapter 94C of the General
2 Laws, inserted by section 42 of chapter 208 of the acts of 2020, is hereby amended by striking
3 out the words “and accompanied by a probable cause warrant issued pursuant to chapter 276”.

4 SECTION 2. Said subsection (f) of said section 24A of said chapter 94C is hereby further
5 amended by striking out clause (6), as appearing in chapter 425 of the acts of 2020, and inserting
6 in place thereof the following clause:-

7 (6) personnel of: (A) the United States attorney or a federal agency; provided, however,
8 that the data request is made pursuant to clause (4) or federal law; (B) the office of the attorney
9 general provided, however, that the data request is in connection with a bona fide specific

10 controlled substance or additional drug-related investigation; or (C) a district attorney's office;
11 provided, however, that the data request is in connection with a bona fide specific controlled
12 substance or additional drug-related investigation;