

SENATE No. 1099

The Commonwealth of Massachusetts

PRESENTED BY:

Barry R. Finegold

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 medication administration in nursing homes.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Barry R. Finegold

Bruce E. Tarr

SENATE No. 1099

By Mr. Finegold, a petition (accompanied by bill, Senate, No. 1099) of Barry R. Finegold and Bruce E. Tarr for legislation to administer medication in nursing homes. Public Health.

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to medication administration in nursing homes.

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. Section 72 of chapter 111 of the General Laws, as appearing in the 2008
2 Official Edition, is hereby amended by inserting after section 72AA the following section:-

3 Section 72BB. (a) As used in this section the following word shall have the following
4 meaning:-

5 “Certified medication aide,” any employee of a facility who has completed a department-
6 certified medication administration training program and is therefore qualified to dispense
7 medication to patients in the facility.

8 (b) The department shall establish rules and regulations to establish a medication
9 administration training and certification program for medication aides. The regulations shall
10 include: (1) provisions for continuing education requirements for certified medication aides; (2)
11 requirements for re-certification of certified medication aides on a biennial basis; (3) fees for the
12 issuance of certification to certified medication aides; and (4) standards for qualification of

13 applicants for certification, including the applicant's criminal history, work record, and
14 prohibitions against behavior which may be potentially harmful to patients.

15 (c) The department may promulgate rules and regulations to carry out the provisions of
16 this section.