

**HOUSE . . . . . No.**

---

**The Commonwealth of Massachusetts**

PRESENTED BY:

***Peter J. Durant***

*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 the Access of Epinephrine in Schools.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Peter J. Durant</i>	<i>6th Worcester</i>	<i>6/27/2012</i>
<i>James Arciero</i>	<i>2nd Middlesex</i>	<i>6/29/2012</i>
<i>William N. Brownsberger</i>		<i>7/3/2012</i>
<i>James M. Cantwell</i>	<i>4th Plymouth</i>	<i>6/29/2012</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>6/28/2012</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>6/28/2012</i>
<i>Shaunna O'Connell</i>	<i>3rd Bristol</i>	<i>6/29/2012</i>
<i>Keiko M. Orrall</i>	<i>12th Bristol</i>	<i>6/28/2012</i>
<i>George N. Peterson, Jr.</i>	<i>9th Worcester</i>	<i>6/29/2012</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>6/28/2012</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>6/28/2012</i>
<i>Taylor Custer</i>	<i>264 Wigwam Rd. West Brookfield, MA. 01585</i>	

**HOUSE . . . . . No.**

---

By Mr. Durant of Spencer, a petition (subject to Joint Rule 12) of Peter J. Durant and others for legislation to authorize school bus drivers to administer epinephrine. Public Health.

---

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the Year Two Thousand Twelve**  
\_\_\_\_\_

An Act Relative to the Access of Epinephrine in Schools.

*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.

2 Section 54B of chapter 71 of the General Laws, as appearing in the 2010 Official Edition,  
3 is hereby amended by inserting after the fourth paragraph the following:—

4 Notwithstanding any general or special law or regulation to the contrary, a school district  
5 shall allow a parent or legal guardian of any child to expressly authorize the school department  
6 and school bus drivers, licensed pursuant to section 8A of chapter 90, to administer epinephrine,  
7 by means of an epinephrine auto-injector, to his or her child in the case of an allergic emergency.

8 The parent or legal guardian shall provide either a letter or prescription from the primary care  
9 physician of said child notifying the school of the allergy of said child and the need to administer  
10 epinephrine in an allergic emergency. The school shall promptly notify the school bus service  
11 provider of the allergy of said child and provide a copy of the letter or prescription from said  
12 primary care physician.

13           Notwithstanding any general or special law or regulation to the contrary, a school district  
14 shall not prohibit a student with a severe allergy from carrying and using a prescription  
15 epinephrine auto-injector while in school or at a school sanctioned function or event, when said  
16 prescription epinephrine auto-injector is prescribed by a licensed individual with prescriptive  
17 privileges. Said student shall provide the school with medical documentation that said  
18 epinephrine auto-injector has been legitimately prescribed and that he or she needs to carry it on  
19 his or her person due to a medical condition.