

**HOUSE . . . . . No. 2097**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Walter F. Tamily*

*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 patients rights.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Walter F. Tamily</i>	<i>7th Norfolk</i>	<i>1/17/2013</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>	
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>	

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By Mr. Timilty of Milton, a petition (accompanied by bill, House, No. 2097) of Walter F. Timilty, John J. Lawn, Jr. and Angelo M. Scaccia relative to the rights of patients to certain bulk medications upon discharge from medical facilities. Public Health.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1539 OF 2011-2012.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act relative to patients rights.

*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 70E of chapter 11 of the General Laws, as appearing in the 2000 Official Edition,  
2 is hereby amended by inserting after subsection (n) the following subsection:-  
3           (o) to obtain from the facility in charge of his care, upon discharge, any bulk medications  
4 that were prescribed for him during his stay including, but not limited to, aerosol inhalers, topical  
5 products such as creams and powders eye drops, insulins and special order items, provided that  
6 any such items are patient specific and personal and would not otherwise be used in the treatment  
7 of another patient. Upon discharge from the hospital, these bulk items shall be considered the  
8 personal property of the patient and the physician shall include in discharge orders that the  
9 patient be provided with the specific bulk products that were used in the hospital with use  
10 directions. The department shall promulgate regulations to implement this section.