

SENATE No. 1264

The Commonwealth of Massachusetts

PRESENTED BY:

Michael F. Rush

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 safety of Alzheimer’s disease patients.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | |
|--------------------------|----------------------------|------------------|
| <i>Michael F. Rush</i> | <i>Norfolk and Suffolk</i> | |
| <i>Timothy R. Whelan</i> | <i>1st Barnstable</i> | <i>1/26/2017</i> |
| <i>Paul McMurtry</i> | <i>11th Norfolk</i> | <i>2/7/2017</i> |

SENATE No. 1264

By Mr. Rush, a petition (accompanied by bill, Senate, No. 1264) of Michael F. Rush, Timothy R. Whelan and Paul McMurtry for legislation relative to the safety of Alzheimer's disease patients. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1217 OF 2015-2016.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the safety of Alzheimer’s disease patients.

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. Chapter 112 of the General Laws, as appearing in the 2014 Official
2 Edition, is hereby amended by inserting after section 12FF, the following new section: -

3 Section 12GG. A physician registered under this chapter, upon express or implied
4 consent of a patient diagnosed with Alzheimer’s disease, pursuant to and consistent with the
5 Health Insurance Portability and Accountability Act of 1996 (HIPAA) Section 264, 42 USC
6 1320(d), and the United States Department of Health and Human Services Privacy Rule, 45 CFR
7 164.500-534, shall report the Alzheimer’s diagnosis to a family member or legal personal
8 representative of the patient, and provide to said family member or legal personal representative
9 information about care planning services, including assistance understanding the diagnosis as

- 10 well as the medical and non-medical options for ongoing treatment, services, and supports, and
- 11 information about how to obtain such treatments, services, and supports.