

HOUSE No. 1866

The Commonwealth of Massachusetts

PRESENTED BY:

Daniel M. Donahue

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 to ensure safe medication administration.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>	<i>1/16/2019</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	<i>1/31/2019</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>	<i>2/1/2019</i>
<i>Peter Capano</i>	<i>11th Essex</i>	<i>1/29/2019</i>
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	<i>1/28/2019</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>1/31/2019</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>	<i>1/29/2019</i>
<i>Carlos González</i>	<i>10th Hampden</i>	<i>2/1/2019</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>1/28/2019</i>
<i>Stephan Hay</i>	<i>3rd Worcester</i>	<i>2/1/2019</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>1/29/2019</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	<i>1/28/2019</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>1/31/2019</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>2/1/2019</i>
<i>Harold P. Naughton, Jr.</i>	<i>12th Worcester</i>	<i>2/1/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>1/30/2019</i>
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>	<i>2/1/2019</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>2/1/2019</i>

<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>1/31/2019</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>	<i>1/25/2019</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>	<i>1/31/2019</i>

HOUSE No. 1866

By Mr. Donahue of Worcester, a petition (accompanied by bill, House, No. 1866) of Daniel M. Donahue and others relative to the administration of controlled substances. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1153 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act to ensure safe medication administration.

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 7 of chapter 94C of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by inserting after subsection (h), the following new
3 subsection:-

4 (i) Notwithstanding any general or special law to the contrary, only a dentist, nurse,
5 physician, podiatrist, perfusionist, optometrist or veterinarian licensed as a professional by
6 chapter 112 of the General Laws, or any student enrolled in a course of study for said profession
7 acting under the supervision of said licensed person and in accordance with the General Laws,
8 may administer any controlled substance in schedule II, III , IV, V or VI of Section 3 of chapter
9 94C of the General Laws. This shall not be construed to prohibit the following:

10 (1) self-administration

- 11 (2) administration of epinephrine pens in an emergency;
- 12 (3) administration of controlled substances by emergency medical system personnel or
- 13 (4) administration of controlled substances by any ill, injured or infirm person's domestic
- 14 partner or family member(s).

15 For the purposes of this section, "self-administration" shall include the ability of any ill,

16 injured or infirm person who has sufficient understanding of their prescribed controlled

17 substance(s); the indications and contraindications for such controlled substance(s); a

18 recollection of the administration schedule for such controlled substance(s) and an ability to

19 communicate this knowledge and the experienced effect of having taken a controlled substance,

20 to supervise an unlicensed person in the direct administration of such controlled substance(s) to

21 them.