

HOUSE No. 1867

The Commonwealth of Massachusetts

PRESENTED BY:

Paul J. Donato and Kay Khan

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 support access, value and equity in health care (SAVE Act).

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Paul J. Donato</i>	<i>35th Middlesex</i>	<i>1/10/2019</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>1/17/2019</i>
<i>Carmine Lawrence Gentile</i>	<i>13th Middlesex</i>	<i>1/22/2019</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>1/25/2019</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>1/25/2019</i>
<i>Diana DiZoglio</i>	<i>First Essex</i>	<i>1/25/2019</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>	<i>1/25/2019</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>	<i>1/25/2019</i>
<i>Carlos González</i>	<i>10th Hampden</i>	<i>1/25/2019</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>1/25/2019</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/25/2019</i>
<i>William L. Crocker, Jr.</i>	<i>2nd Barnstable</i>	<i>1/25/2019</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	<i>1/25/2019</i>
<i>Bradford Hill</i>	<i>4th Essex</i>	<i>1/25/2019</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>1/25/2019</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>	<i>1/25/2019</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>1/25/2019</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>	<i>1/25/2019</i>

<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>1/25/2019</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>1/28/2019</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>1/28/2019</i>
<i>Tram T. Nguyen</i>	<i>18th Essex</i>	<i>1/28/2019</i>
<i>John J. Mahoney</i>	<i>13th Worcester</i>	<i>1/28/2019</i>
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	<i>1/28/2019</i>
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>	<i>1/28/2019</i>
<i>Peter Capano</i>	<i>11th Essex</i>	<i>1/30/2019</i>
<i>Christina A. Minicucci</i>	<i>14th Essex</i>	<i>1/30/2019</i>
<i>Maria Duaiame Robinson</i>	<i>6th Middlesex</i>	<i>1/30/2019</i>
<i>Kevin G. Honan</i>	<i>17th Suffolk</i>	<i>1/30/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>1/30/2019</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>	<i>1/30/2019</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>	<i>1/30/2019</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>1/30/2019</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>1/30/2019</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>	<i>1/30/2019</i>
<i>Adrian C. Madaro</i>	<i>1st Suffolk</i>	<i>1/30/2019</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>	<i>1/30/2019</i>
<i>RoseLee Vincent</i>	<i>16th Suffolk</i>	<i>1/30/2019</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>	<i>1/30/2019</i>
<i>Thomas P. Walsh</i>	<i>12th Essex</i>	<i>1/30/2019</i>
<i>Michael S. Day</i>	<i>31st Middlesex</i>	<i>1/30/2019</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>1/30/2019</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>1/30/2019</i>
<i>Kate Hogan</i>	<i>3rd Middlesex</i>	<i>1/30/2019</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>1/30/2019</i>
<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>	<i>1/30/2019</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>	<i>1/30/2019</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>1/30/2019</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>	<i>1/30/2019</i>
<i>Viriato M. deMacedo</i>	<i>Plymouth and Barnstable</i>	<i>1/31/2019</i>
<i>Carole A. Fiola</i>	<i>6th Bristol</i>	<i>1/31/2019</i>
<i>Thomas A. Golden, Jr.</i>	<i>16th Middlesex</i>	<i>1/31/2019</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>1/31/2019</i>
<i>James M. Murphy</i>	<i>4th Norfolk</i>	<i>1/31/2019</i>
<i>Norman J. Orrall</i>	<i>12th Bristol</i>	<i>1/31/2019</i>
<i>Rady Mom</i>	<i>18th Middlesex</i>	<i>1/31/2019</i>
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>	<i>1/31/2019</i>

<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/31/2019</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>	<i>1/31/2019</i>
<i>Harold P. Naughton, Jr.</i>	<i>12th Worcester</i>	<i>1/31/2019</i>
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>	<i>1/31/2019</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>	<i>1/31/2019</i>
<i>Ann-Margaret Ferrante</i>	<i>5th Essex</i>	<i>2/1/2019</i>
<i>James M. Kelcourse</i>	<i>1st Essex</i>	<i>2/1/2019</i>
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>	<i>2/1/2019</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>2/1/2019</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>2/1/2019</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>2/1/2019</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>2/1/2019</i>
<i>David Biele</i>	<i>4th Suffolk</i>	<i>2/1/2019</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>	<i>2/1/2019</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>	<i>2/1/2019</i>
<i>Jon Santiago</i>	<i>9th Suffolk</i>	<i>2/1/2019</i>
<i>Paul Brodeur</i>	<i>32nd Middlesex</i>	<i>2/1/2019</i>
<i>David M. Nangle</i>	<i>17th Middlesex</i>	<i>2/1/2019</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>	<i>2/1/2019</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	<i>2/1/2019</i>
<i>Bruce J. Ayers</i>	<i>1st Norfolk</i>	<i>2/1/2019</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>2/1/2019</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>	<i>2/1/2019</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>2/1/2019</i>
<i>John C. Velis</i>	<i>4th Hampden</i>	<i>2/1/2019</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>2/1/2019</i>
<i>John Barrett, III</i>	<i>1st Berkshire</i>	<i>2/1/2019</i>
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>	<i>2/1/2019</i>
<i>Lenny Mirra</i>	<i>2nd Essex</i>	<i>2/1/2019</i>
<i>Andres X. Vargas</i>	<i>3rd Essex</i>	<i>2/1/2019</i>
<i>Chynah Tyler</i>	<i>7th Suffolk</i>	<i>2/1/2019</i>

HOUSE No. 1867

By Representatives Donato of Medford and Khan of Newton, a petition (accompanied by bill, House, No. 1867) of Paul J. Donato, Kay Khan and others relative to nurse practitioner services and related care. Public Health.

The Commonwealth of Massachusetts

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

An Act to support access, value and equity in health care (SAVE Act).

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 1 of chapter 94C of the General Laws, as appearing in the 2014
2 Official Edition, is hereby amended by inserting after the definition for Marihuana the following
3 definition:-

4 Medication Order, an order entered on a patient's medical record maintained at a hospital,
5 other health facility, or ambulatory health care setting registered under this chapter and that is
6 dispensed only for immediate administration at the facility to the ultimate user by an individual
7 who under chapter 94C administers such medication.

8 SECTION 2. The definition of Practitioner, in said section 1 of said chapter 94C, as so
9 appearing, is hereby amended by adding the following subsection:-

10 (d) A nurse practitioner authorized by section 80E of chapter 112 and registered pursuant
11 to subsection (f) of section 7 to distribute, dispense, conduct research with respect to, or use in

12 teaching or chemical analysis, a controlled substance in the course of professional practice or
13 research in the commonwealth.

14 SECTION 3. Section 7 of said chapter 94C, as so appearing, is hereby amended in
15 subsection (f) by adding in lines 121, 124 and 125 after the word podiatrist, the following words:
16 - nurse practitioner

17 SECTION 4. Said section 7 of said chapter 94C, as so appearing, is hereby further
18 amended in subsection (g) by striking out in line 137 the words: nurse practitioners and for

19 SECTION 5. Said subsection (g) of section 7 of said chapter 94C, as so appearing, is
20 hereby further amended by striking out in line 147 the words: nurse practitioners and

21 SECTION 6. Section 9 of said chapter 94C, as so appearing, is hereby amended in
22 subsection (a) by inserting in line 1 after the word podiatrist, the following words:- nurse
23 practitioner,

24 SECTION 7. Said subsection (a) of section 9 of said chapter 94C, as so appearing, is
25 hereby further amended in line 3 by striking out the words “nurse practitioner and”

26 SECTION 8. Said section 9 of said chapter 94C, as so appearing, is hereby further
27 amended in subsection (b) by inserting in line 29 after the words “nurse-midwifery,” the
28 following words:- advanced practice nursing

29 SECTION 9. Section 18 of said chapter 94C, as so appearing, is hereby amended in lines
30 10, 27, 54 and 55 by adding after the words “to practice medicine’ the following words:- or
31 advanced practice nursing

32 SECTION 10. Said section 18 of chapter 94C, as so appearing, is hereby further amended
33 in line 25, 34 and 35 by adding after the words “physician” the following words:- or nurse
34 practitioner

35 SECTION 11. Said section 18 of chapter 94C, as so appearing, is hereby further amended
36 by striking out, in lines 38 and 39, the words “a physician who is licensed to practice medicine”
37 and by inserting in place thereof the following words:- a practitioner who is licensed to practice
38 medicine or advanced practice nursing

39 SECTION 12. Said section 80B of chapter 112, as so appearing, is hereby further
40 amended in the seventh paragraph by adding the following sentence:- Notwithstanding
41 provisions in this section to the contrary, the board shall promulgate regulations independent of
42 the board of registration in medicine which govern the provision of nurse practitioner services
43 and related care, including, but not limited to, the ordering and interpreting of tests, the ordering
44 and evaluation of treatment and therapeutics and any registration as a practitioner, under chapter
45 94C

46 SECTION 13. Section 80E of chapter 112, as so appearing, is hereby amended by
47 striking out in lines 1, 7 and 8 the following words:- nurse practitioner or

48 SECTION 14. Said section 80E of chapter 112, as so appearing, is hereby further
49 amended by adding the following sentence:- Pursuant to section 80B, a nurse practitioner may be
50 registered to distribute, dispense, conduct research with respect to, or use in teaching or chemical
51 analysis, a controlled substance in the course of professional practice or research in the
52 commonwealth in accordance with regulations promulgated by the board of registration in
53 nursing after consultation with the commissioner of public health.

54 SECTION 15. Section 80I of chapter 112 of the General Laws inserted by section 113 of
55 chapter 224 of the acts of 2012 is hereby amended by striking out the second and third sentences.

56 SECTION 16. Section 3 of chapter 176R of the General Laws, as so appearing, is hereby
57 amended by striking out said section in its entirety and inserting in place thereof the following:—

58 Section 3. A participating provider nurse practitioner practicing within the scope of his
59 license shall be considered qualified within the carrier's definition of primary care provider to an
60 insured.

61 SECTION 17. The department of public health and the board of registration in nursing
62 shall promulgate regulations under sections 80B, 80E and 80I of chapter 112 and sections 1, 7,9
63 and 18 of chapter 94C of the General Laws by December 31, 2020.