

HOUSE No. 2239

The Commonwealth of Massachusetts

PRESENTED BY:

Daniel Cahill

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 protect restaurant patrons.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Daniel Cahill</i>	<i>10th Essex</i>	<i>2/19/2021</i>

HOUSE No. 2239

By Mr. Cahill of Lynn, a petition (accompanied by bill, House, No. 2239) of Daniel Cahill for legislation to require that restaurants maintain stock supplies of non-patient specific epinephrine auto-injectors. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act to protect restaurant patrons.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 94 of the General Laws is hereby amended by inserting after section 305E the
2 following section:-

3

4 Section 305F Notwithstanding any general or special law to the contrary, each restaurant
5 shall be able to maintain a stock supply of non-patient specific epinephrine auto-injectors
6 available to all customers, to be administered in the event of anaphylactic emergency.

7

8 The department of public health shall promulgate regulations requiring restaurants to
9 adopt and implement policies pursuant to this section. Such regulations shall include, but not be
10 limited to, requiring that stock epinephrine auto injectors be stored in an easily accessible
11 unlocked location, the number and type of epinephrine auto injectors required, epinephrine auto

12 injector training requirements for such administration and that the stock inventory be checked at
13 regular intervals for expiration and replacement.

14

15 Notwithstanding any general or special law to the contrary, the cost of supplying
16 nonpatient specific epinephrine auto injectors to restaurants shall be paid by the restaurant.

17

18 Each such restaurant shall make adequate provisions for insurance to cover employees
19 trained in rendering such assistance. Any person, or employee of any person who, in good faith,
20 volunteers to administer the epinephrine auto injector shall not be liable for any civil damages as
21 a result of any acts or omissions by such person or employee in rendering such emergency
22 assistance.