

SENATE No. 1511

The Commonwealth of Massachusetts

PRESENTED BY:

Marc R. Pacheco

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:	
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>	
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>3/9/2021</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>	<i>3/9/2021</i>
<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>	<i>3/10/2021</i>
<i>Erika Uyterhoeven</i>	<i>27th Middlesex</i>	<i>5/6/2021</i>

SENATE No. 1511

By Mr. Pacheco, a petition (accompanied by bill, Senate, No. 1511) of Marc R. Pacheco, Carol A. Doherty, Michael D. Brady and Walter F. Timilty for legislation to ensure safe medication administration. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1328 OF 2019-2020.]

The Commonwealth of Massachusetts

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

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 7 of chapter 94C of the General Laws, as appearing in the 2018 Official Edition,
2 is hereby amended by inserting after subsection (h), the following new subsection:-

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

9 (1) self-administration

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

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

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

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

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

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

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

20 them.