

**SENATE . . . . . No. 694**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Eric P. Lesser*

*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 access to epinephrine for minors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	
<i>Rebecca L. Rausch</i>	<i>Norfolk, Bristol and Middlesex</i>	<i>3/5/2021</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>3/19/2021</i>

**SENATE . . . . . No. 694**

By Mr. Lesser, a petition (accompanied by bill, Senate, No. 694) of Eric P. Lesser, Rebecca L. Rausch and Joanne M. Comerford for legislation to ensure access to epinephrine for minors. Financial Services.

**The Commonwealth of Massachusetts**

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

An Act to ensure access to epinephrine for minors.

*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 32A of the General Laws, as appearing in the 2018 Official  
2 Edition, is hereby amended by inserting after section 17Q the following section:-

3 Section 17R. (a) Any coverage offered by the commission to an active or retired  
4 employee of the commonwealth insured under the group insurance commission shall provide  
5 coverage at no cost for medically necessary epinephrine injectors for individuals under 18 years  
6 of age for the appropriate weight-based dosage of epinephrine injectors.

7 (b) For purposes of this section, the term “epinephrine injector” shall mean an auto-  
8 injector approved by the United States Food and Drug Administration for the administration of  
9 epinephrine and a pre-filled syringe approved by the United States Food and Drug  
10 Administration and used for the administration of epinephrine that contains a pre-measured dose  
11 of epinephrine that is equivalent to the dosages used in an auto-injector.

12 SECTION 2. (a) Chapter 118E of the General Laws is hereby amended by inserting after  
13 section 10L the following section:-

14 Section 10M. The division and its contracted health insurers, health plans, health  
15 maintenance organizations, behavioral health management firms and third-party administrators  
16 under contract to a Medicaid managed care organization or primary care clinician plan shall  
17 provide coverage at no cost for medically necessary epinephrine injectors for individuals under  
18 18 years of age for the appropriate weight-based dosage of epinephrine injectors.

19 (b) For purposes of this section, the term “epinephrine injector” shall mean an auto-  
20 injector approved by the United States Food and Drug Administration for the administration of  
21 epinephrine and a pre-filled syringe approved by the United States Food and Drug  
22 Administration and used for the administration of epinephrine that contains a pre-measured dose  
23 of epinephrine that is equivalent to the dosages used in an auto-injector.

24 SECTION 3. (a) Chapter 175 of the General Laws is hereby amended by inserting after  
25 section 47KK the following section:-

26 Section 47LL. Any individual policy of accident or sickness insurance issued pursuant to  
27 this chapter shall provide coverage at no cost for medically necessary epinephrine injectors for  
28 individuals under 18 years of age for the appropriate weight-based dosage of epinephrine  
29 injectors.

30 (b) For purposes of this section, the term “epinephrine injector” shall mean an auto-  
31 injector approved by the United States Food and Drug Administration for the administration of  
32 epinephrine and a pre-filled syringe approved by the United States Food and Drug

33 Administration and used for the administration of epinephrine that contains a pre-measured dose  
34 of epinephrine that is equivalent to the dosages used in an auto-injector.

35 SECTION 4. (a) Chapter 176A of the General Laws is hereby amended by inserting after  
36 section 8MM the following section:-

37 Section 8NN. Any contract between a subscriber and the corporation under an individual  
38 group or hospital service plan that is delivered, issued or renewed within the commonwealth  
39 shall provide coverage at no cost for medically necessary epinephrine injectors for individuals  
40 under 18 years of age for the appropriate weight-based dosage of epinephrine injectors.

41 (b) For purposes of this section, the term “epinephrine injector” shall mean an auto-  
42 injector approved by the United States Food and Drug Administration for the administration of  
43 epinephrine and a pre-filled syringe approved by the United States Food and Drug  
44 Administration and used for the administration of epinephrine that contains a pre-measured dose  
45 of epinephrine that is equivalent to the dosages used in an auto-injector.

46 SECTION 5. (a) Chapter 176B of the General Laws is hereby amended by inserting after  
47 section 4MM the following section:-

48 Section 4NN. (a) Any subscription certificate under an individual or group medical  
49 service agreement delivered, issued or renewed within the commonwealth shall provide coverage  
50 at no cost for medically necessary epinephrine injectors for individuals under 18 years of age for  
51 the appropriate weight-based dosage of epinephrine injectors.

52 (b) For purposes of this section, the term “epinephrine injector” shall mean an auto-  
53 injector approved by the United States Food and Drug Administration for the administration of

54 epinephrine and a pre-filled syringe approved by the United States Food and Drug  
55 Administration and used for the administration of epinephrine that contains a pre-measured dose  
56 of epinephrine that is equivalent to the dosages used in an auto-injector.

57 SECTION 6. (a) Chapter 176G of the General Laws is hereby amended by inserting after  
58 section 4EE the following section:-

59 Section 4FF. Any individual or group health maintenance contract shall provide coverage  
60 at no cost for medically necessary epinephrine injectors for individuals under 18 years of age for  
61 the appropriate weight-based dosage of epinephrine injectors.

62 (b) For purposes of this section, the term “epinephrine injector” shall mean an auto-  
63 injector approved by the United States Food and Drug Administration for the administration of  
64 epinephrine and a pre-filled syringe approved by the United States Food and Drug  
65 Administration and used for the administration of epinephrine that contains a pre-measured dose  
66 of epinephrine that is equivalent to the dosages used in an auto-injector.