

HOUSE No. 2149

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>1/19/2023</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>1/24/2023</i>
<i>James C. Arena-DeRosa</i>	<i>8th Middlesex</i>	<i>1/24/2023</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>	<i>1/24/2023</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>1/25/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>1/31/2023</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>1/31/2023</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>	<i>1/31/2023</i>
<i>Carol A. Doherty</i>	<i>3rd Bristol</i>	<i>1/31/2023</i>
<i>Erika Uytterhoeven</i>	<i>27th Middlesex</i>	<i>2/7/2023</i>
<i>Margaret R. Scarsdale</i>	<i>1st Middlesex</i>	<i>2/7/2023</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>	<i>2/9/2023</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/9/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/17/2023</i>
<i>Denise C. Garlick</i>	<i>13th Norfolk</i>	<i>2/17/2023</i>
<i>Shirley B. Arriaga</i>	<i>8th Hampden</i>	<i>2/28/2023</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>	<i>3/16/2023</i>

HOUSE No. 2149

By Representative Donahue of Worcester, a petition (accompanied by bill, House, No. 2149) of Daniel M. Donahue and others for legislation to ensure safe medication administration. Public Health.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

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.