

SENATE No. 279

The Commonwealth of Massachusetts

PRESENTED BY:

Barry R. Finegold

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 improving students' access to life saving treatments.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Barry R. Finegold</i>	<i>Second Essex and Middlesex</i>	
<i>Vanna Howard</i>	<i>17th Middlesex</i>	<i>2/1/2023</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>3/7/2023</i>

SENATE No. 279

By Mr. Finegold, a petition (accompanied by bill, Senate, No. 279) of Barry R. Finegold, Vanna Howard and Jack Patrick Lewis for legislation relative to the administration of diabetes medication. Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 335 OF 2021-2022.]

The Commonwealth of Massachusetts

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

An Act improving students' access to life saving treatments.

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 54B of chapter 71 of the General Laws, as appearing in the 2022
2 Official Edition, is hereby amended by inserting at the end thereof the following paragraph:-

3 Notwithstanding any general or special laws to the contrary, the department of public
4 health shall promulgate regulations for the emergency administration of glucagon, in accordance
5 with the student's Diabetes Medical Management Plan or health provider's orders, to allow for
6 the administration of glucagon by trained members of the school staff when a nurse is not
7 available and the student exhibits symptoms of severe hypoglycemia; provided, however, that the
8 parent or legal guardian of the student has submitted in writing permission for such emergency
9 treatment to be rendered; provided, further, that a member of the school staff who, in good faith,
10 administers glucagon to a student who exhibits symptoms of severe hypoglycemia shall not be

11 held liable, except in cases of gross negligence or intentional misconduct, in a suit for damages
12 as a result of his or her acts or omissions, nor shall such person be subject to any disciplinary
13 action for such emergency aid; provided, further, that a trained member of the school staff who is
14 not a nurse and administers glucagon shall not be considered to be practicing nursing; and
15 provided, further, that the member of the school staff trained to administer glucagon shall
16 volunteer to be trained.

17 SECTION 2. Within 180 days of the enactment, the department of public health shall,
18 pursuant to section 54B of chapter 71 of the General Laws, as amended by section 1 of this act,
19 promulgate regulations for the emergency administration of any form of glucagon to allow for
20 the administration of glucagon by trained members of the school staff when a nurse is not
21 available and the student exhibits symptoms of severe hypoglycemia.