HOUSE DOCKET, NO. 524 FILED ON: 1/18/2011

HOUSE . . . . . No. 594

The Commonwealth of Massachusetts

PRESENTED BY:

Jay R. Kaufman

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 passage of the accompanying:

An Act relative to access to epinephrine in schools.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Jay R. Kaufman	*15th Middlesex*
John D. Keenan	*7th Essex*
George T. Ross	*2nd Bristol*
Kate Hogan	*3rd Middlesex*
Denise Andrews	*2nd Franklin*
Cory Atkins	*14th Middlesex*
Karen E. Spilka	
	☐ *[District]*
	☐

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HOUSE . . . . . No. 594

By [SPONSOR PREFIX] [SPONSOR NAME] of [SPONSOR CITY], a petition (accompanied by bill, House, No. 594) of [PETITIONERS LIST] that the Department of Public Health be directed to promulgate regulations governing the administration of medication to children in schools. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *2077* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to access to epinephrine in schools.

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

Chapter 71 of the General Laws is hereby amended by striking out section 54B, as appearing in the 2010 Official Edition, and inserting in place thereof the following section:-

Section 54B. Notwithstanding any general or special law to the contrary, the department of public health shall promulgate regulations governing the administration of medications, including psychotropic medications to children in school settings, in accordance with sections seven and nine of chapter ninety-four C. In developing such regulations, the department shall consult with the board of registration in nursing and the board of registration in medicine.

Notwithstanding any general or special law or regulation to the contrary, no school district shall prohibit students with asthma or other respiratory diseases from possessing and administering prescription inhalers or students with life-threatening allergies from possessing and administering epinephrine in accordance with department of public health regulations concerning students' self-administration of prescription medications.

A school district must allow storage of epinephrine in a secure but unlocked place, as determined by the school nurse, accessible only to authorized persons, located in every part of the school grounds where an allergic student is most at risk such as classrooms and lunchrooms.

16 Notwithstanding any general or special law or regulation to the contrary, no school
17 district shall prohibit students with cystic fibrosis from possessing and administering prescription
18 enzyme supplements in accordance with department of public health regulations concerning
19 students' self-administration of prescription medications.

20 Notwithstanding any general or special law or regulation to the contrary, a school district
21 shall not prohibit a student with diabetes from possessing and administering a glucose
22 monitoring test and insulin delivery system, in accordance with department of public health
23 regulations concerning a student’s self-administration of a prescription medication.