SENATE DOCKET, NO. 411 FILED ON: 1/19/2011

SENATE . . . . . No. 995

The Commonwealth of Massachusetts

PRESENTED BY:

Steven A. Tolman

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 requiring the parental notice of the treatment of minors for drug overdoses..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Steven A. Tolman	☐ *[District]* ☐
John F. Keenan	☐ *[District]* ☐

SENATE DOCKET, NO. 411 FILED ON: 1/19/2011

SENATE . . . . . No. 995

By Mr. Tolman, petition (accompanied by bill, Senate, No. 995) of Keenan and Tolman for legislation to require the parental notice of the treatment of minors for drug overdoses [Joint Committee on Mental Health and Substance Abuse].

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *752* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act requiring the parental notice of the treatment of minors for drug overdoses..

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to [Emergency Preamble Text] [Emergency Preamble Context].

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

SECTION 1. Section 12F of chapter 112 of the General Laws, as appearing in the 2004 Official Edition, is hereby amended by striking out, in lines 37 and 38, the words “minor or a proper judicial order” and inserting in place thereof the following words:- minor, a proper judicial order or in case of treatment for a drug overdose, as defined by department of public health regulation.

SECTION 2. Said chapter 112, as so appearing, is hereby further amended by inserting after section 12F the following section:-

Section 12F ½ . Any physician or hospital that treats a person 17 years of age or younger for a drug overdose, as defined by department of public health regulation, shall notify the minor’s parents or legal guardians of the overdose as part of the discharge planning process for the minor. The notification shall only be made in a meeting including the treating clinician and the minor’s parents or guardian. The treating clinician shall provide the parents or legal guardians with the current contact information for the bureau of substance abuse services within the department of public health and the substance abuse hotline operated by the department of public health.

16 SECTION 3. The department of public health will design a pamphlet to be distributed in
17 emergency rooms to parents or guardians of a person 17 years of age or younger who is treated
18 for a non-fatal overdose. Said pamphlet shall include, but not be limited to: information on how
19 treatment can help, information on what a parent can do to prevent future overdoses, and
20 information on where the patient can go to get treatment.

21 SECTION 4. Within 60 days of the effective date of this act, the department of public
22 health shall promulgate a regulation defining the words “drug overdose”.

23 SECTION 5. Sections 1, 2, and 3 shall take effect 90 days from passage.