

HOUSE No. 3738

The Commonwealth of Massachusetts

PRESENTED BY:

Jon Santiago

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 the rapid, accessible and equitable administration of the COVID-19 vaccine.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Jon Santiago</i>	<i>9th Suffolk</i>	<i>1/29/2021</i>
<i>Tommy Vitolo</i>	<i>15th Norfolk</i>	<i>2/3/2021</i>
<i>Christina A. Minicucci</i>	<i>14th Essex</i>	<i>2/3/2021</i>
<i>Kathleen R. LaNatra</i>	<i>12th Plymouth</i>	<i>2/24/2021</i>
<i>David Allen Robertson</i>	<i>19th Middlesex</i>	<i>2/25/2021</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>	<i>2/26/2021</i>

HOUSE No. 3738

By Mr. Santiago of Boston, a petition (accompanied by bill, House, No. 3738) of Jon Santiago and others relative to the rapid, accessible and equitable administration of the COVID-19 vaccine. Covid-19 and Emergency Preparedness and Management.

The Commonwealth of Massachusetts

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

An Act to ensure the rapid, accessible and equitable administration of the COVID-19 vaccine.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to establish forthwith rapid, accessible and equitable administration of COVID-19 vaccine in the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health.

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. Notwithstanding any general or special law to the contrary, no office or
2 agency of the commonwealth or of any political subdivision thereof, including local public
3 health authorities, shall designate a location or establish a program for the purposes of
4 inoculating individuals against the 2019 novel coronavirus without first taking into account the
5 accessibility of the location or program to populations disproportionately impacted by the
6 COVID-19 pandemic, including, but not limited to communities of color, elders, and
7 communities with high population density.

8 SECTION 2. Notwithstanding any general or special law to the contrary, the executive
9 office of health and human services shall establish a central intake and scheduling program for

10 the inoculation of individuals against the 2019 novel coronavirus. Said program shall, at a
11 minimum: (i) enable scheduling of appointments via electronically and telephonically; (ii) be
12 culturally competent, accessible in a variety of languages and be accessible to persons with
13 disabilities; and (iii) shall allow for all persons not yet eligible to be vaccinated to register on a
14 waiting list.

15 SECTION 3. Notwithstanding any general or special law to the contrary, in order to
16 ensure equity in COVID-19 vaccine distribution, the quantity of vaccine distributed on a weekly
17 basis to each federally-qualified community health center in the commonwealth shall, at a
18 minimum, be proportional to the percentage of the population of the commonwealth served by
19 such community health center; provided, however, that nothing in this section shall require
20 distribution of COVID-19 vaccine to a federally-qualified community health center in excess of
21 what said community health center is capable of properly storing and administering within 10
22 days of distribution.

23 SECTION 4. Notwithstanding any general or special law to the contrary, ambulance
24 services licensed under chapter 111C of the General Laws are hereby authorized to operate
25 Community EMS door-to-door COVID-19 vaccination programs pursuant to chapter 111O of
26 the General Laws; provided, however, such programs shall operate at the direction of the
27 department of public health or local public health authorities consistent with the
28 commonwealth's vaccination distribution plan and shall have clinical oversight by a qualified
29 physician. Such programs shall adhere to training, storage, and reporting requirements
30 established by the department of public health pursuant to Chapter 111O.

31 SECTION 5. Notwithstanding any general or special law to the contrary, no office or
32 agency of the commonwealth shall distribute COVID-19 vaccine to any person or entity that is
33 not integrated with the central intake and scheduling program established under section 2.

34 SECTION 6. The office of health equity established in section 16AA of chapter 6A of the
35 General Laws shall serve in an advisory capacity on the equitable implementation of this act.

36 SECTION 7. Not later than 14 days after enactment and every 30 days thereafter, the
37 department of public health shall submit a status update on the implementation of each section of
38 this act to the house and senate committees on ways and means, the joint committee on health
39 care financing, the joint committee on public health, and the joint committee on elder affairs.

40 SECTION 8. Sections 1, 2, 3, 4, 5, 6 and 7 are hereby repealed.

41 SECTION 9. Section 5 shall take effect 14 days after enactment.

42 SECTION 10. Section 8 shall take effect 60 days after the termination of the state of
43 emergency declared by the governor on March 10, 2020.