

**SENATE . . . . . No. 1264**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Michael F. Rush***

*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 relative to the safety of Alzheimer’s disease patients.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>	
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>	<i>1/26/2017</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>2/7/2017</i>

**SENATE . . . . . No. 1264**

By Mr. Rush, a petition (accompanied by bill, Senate, No. 1264) of Michael F. Rush, Timothy R. Whelan and Paul McMurtry for legislation relative to the safety of Alzheimer's disease patients. Public Health.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1217 OF 2015-2016.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
\_\_\_\_\_

An Act relative to the safety of Alzheimer’s disease patients.

*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. Chapter 112 of the General Laws, as appearing in the 2014 Official  
2 Edition, is hereby amended by inserting after section 12FF, the following new section: -

3 Section 12GG. A physician registered under this chapter, upon express or implied  
4 consent of a patient diagnosed with Alzheimer’s disease, pursuant to and consistent with the  
5 Health Insurance Portability and Accountability Act of 1996 (HIPAA) Section 264, 42 USC  
6 1320(d), and the United States Department of Health and Human Services Privacy Rule, 45 CFR  
7 164.500-534, shall report the Alzheimer’s diagnosis to a family member or legal personal  
8 representative of the patient, and provide to said family member or legal personal representative  
9 information about care planning services, including assistance understanding the diagnosis as

- 10 well as the medical and non-medical options for ongoing treatment, services, and supports, and
- 11 information about how to obtain such treatments, services, and supports.