

SENATE No. 335

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>Michael O. Moore</i>	<i>Second Worcester</i>	<i>3/5/2021</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>3/17/2021</i>

SENATE No. 335

By Mr. Finegold, a petition (accompanied by bill, Senate, No. 335) of Barry R. Finegold, Michael O. Moore and Hannah Kane for legislation relative to the administration of diabetes medication. Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 235 OF 2019-2020.]

The Commonwealth of Massachusetts

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

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 2014
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 a trained member of the school staff who is not a
14 nurse and administers glucagon shall not be considered to be practicing nursing; and provided
15 further the member of the school staff trained to administer glucagon shall volunteer to be
16 trained.

17 SECTION 2. Within 180 days of the passage of this act, the department of public health
18 shall, pursuant to section 54B of chapter 71 of the General Laws, as amended by section 1,
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.