

By Ms. Buell of Greenfield, petition of the Massachusetts Nurses Association, Carmen D. Buell, William F. Cass and Kevin G. Honan relative to the practice of nursing. Health Care.

---

---

**The Commonwealth of Massachusetts**

---

In the Year One Thousand Nine Hundred and Ninety-Two.

---

AN ACT RELATIVE TO THE PRACTICE OF NURSING.

*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 94C of the General Laws is hereby  
2 amended by striking out in the second paragraph of section 7(g)  
3 as most recently amended by Section 3 of Chapter 565 of the Acts  
4 of 1983, the words “nurse practitioner” and “board of registration  
5 in nursing” and adding the following paragraph: —

6 The commissioner shall promulgate regulations which provide  
7 for the registration of nurse practitioners, nurse midwives and  
8 psychiatric nurse mental health clinical specialists, as defined in  
9 Section 80B of Chapter 112, to issue written prescriptions for  
10 patients pursuant to guidelines mutually developed and agreed  
11 upon by the nurse and collaborating physician under regulations  
12 approved by the Board of Registration in Nursing. The commis-  
13 sion shall promulgate regulations which provide for the  
14 registration of physician assistants to issue written prescriptions  
15 for patients in long term care facilities or for chronic patients in  
16 home care settings where the individual would otherwise require  
17 institutionalization. Prior to promulgating such regulations, the  
18 commissioner shall consult with the Board of Registration of  
19 Physician Assistants, Board of Registration in Nursing, the Board  
20 of Registration in Medicine, the Board of Registration in  
21 Pharmacy, with regard to those schedules of controlled substances  
22 for which nurse practitioners, nurse midwives, psychiatric nurse  
23 mental health clinical specialists, and physician assistants may be  
24 registered.

1 SECTION 2. Section 9 of Chapter 94C as most recently  
2 amended by Section 4 of the Acts of 1983, is hereby amended by  
3 striking Section 9 and inserting in place thereof the following: —

4 Section 9. (a) A physician, dentist, podiatrist, nurse practi-  
5 tioner, nurse midwife, psychiatric nurse mental health clinical  
6 specialist, physician assistant as limited by paragraph (g) of  
7 Section 7 and Section 9E of said Chapter 112, or a veterinarian  
8 when registered pursuant to the provisions of said section 7 and  
9 when acting conformably with the provisions of applicable federal  
10 law and any provisions of this chapter which is consistent with  
11 federal law, in good faith and in the course of professional practice  
12 for the alleviation of pain and suffering or for treatment or  
13 alleviation of disease, may possess such controlled substances as  
14 he may reasonably require for the purpose of patient treatment  
15 and may administer controlled substances or he may cause the  
16 same to be administered under his direction by a nurse.

17 (b) Notwithstanding the provisions of section 17, a physician,  
18 dentist, podiatrist, nurse practitioner, nurse midwife, psychiatric  
19 nurse mental health clinical specialist or veterinarian who is  
20 registered pursuant to the provisions of said section 7, when acting  
21 in good faith and in the legitimate practice of medicine, dentistry,  
22 podiatry, nursing or veterinary medicine, or a nurse when  
23 authorized by a physician, dentist, podiatrist, nurse practitioner,  
24 nurse midwife, psychiatric nurse mental health clinical specialist,  
25 physician assistant, or veterinarian in the course of said nurse's  
26 professional practice, may dispense by delivering to the ultimate  
27 user a controlled substance in a single dose or in such quantity  
28 as in the opinion of the physician, dentist, podiatrist, nurse  
29 practitioner, nurse midwife, psychiatric nurse mental health  
30 clinical specialist, physician assistant, or veterinarian, is essential  
31 for the proper treatment of the patient; provided, however, that  
32 such amount or quantity of said controlled substance shall not  
33 exceed the amount needed for the immediate treatment of the  
34 patient and that all such further controlled substances required  
35 by the person as part of his treatment shall be dispensed by  
36 prescription to the ultimate user in accordance with the provisions  
37 of this chapter.

38 For the purpose of this subsection the words "immediate  
39 treatment" shall mean that quantity of a controlled substance

40 which is necessary for the proper treatment of the patient until  
41 it is possible for him to have a prescription filled by a pharmacy.

42 (c) A nurse who has obtained from a physician, dentist,  
43 podiatrist, nurse practitioner, nurse midwife, psychiatric nurse  
44 mental health clinical specialist or veterinarian a controlled  
45 substance for dispensing to the ultimate user pursuant to the  
46 provisions of subsection (b) or for administration to a patient  
47 pursuant to the provisions of subsection (a) during the absence  
48 of such physician, dentist, podiatrist, nurse practitioner, nurse  
49 midwife, psychiatric nurse mental health clinical specialist or  
50 veterinarian shall return to such physician, dentist, podiatrist,  
51 nurse practitioner, nurse midwife and psychiatric nurse mental  
52 health clinical specialist, or veterinarian any unused portion of  
53 such substance which is no longer required by the patient.

54 (d) Every physician, dentist, podiatrist, nurse practitioner,  
55 nurse midwife, psychiatric nurse mental health clinical health  
56 specialist or veterinarian shall the course of his professional  
57 practice, keep and maintain records open to inspection by the  
58 commissioner during reasonable business hours, which shall  
59 contain the names and quantities of any controlled substance in  
60 Schedule I, II, or III received by the practitioner; the name and  
61 address of the patient for whom the controlled substance is  
62 administered or dispensed; the name, dosage and strength per  
63 dosage unit of such controlled substance and the date of admin-  
64 istration or dispensing.

1 SECTION 3. Chapter 112 of the General Laws is hereby  
2 amended by striking out the first two paragraphs of section 80B,  
3 as appearing in the 1990 Official Edition, and inserting in place  
4 thereof the following paragraphs: —

5 For the purpose of sections seventy-four to eighty-one C  
6 inclusive: —

7 “Professional nursing” shall mean the performance for  
8 compensation of any of those services in observing and caring for  
9 the ill, injured or infirm, in applying counsel and procedures to  
10 safeguard life and health, in administering treatment or  
11 medication prescribed by a physician, dentist, nurse practitioner,  
12 nurse midwife, psychiatric nurse mental health clinical specialist,  
13 or physician assistant as limited by paragraph (g) of Section 7 of

14 chapter 94C or in teaching or supervising, which require  
15 specialized knowledge and skill such as are taught and acquired  
16 under the established curriculum in a school for nurses duly  
17 approved in accordance with this chapter. "Nurse practicing in  
18 the expanded role" shall mean the performance of such additional  
19 acts by a nurse with appropriate education as are approved by  
20 the board and the board of registration and discipline in medicine  
21 in rules and regulations which shall be promulgated and  
22 implemented by the board. "Appropriate education" shall mean  
23 successful completion by a nurse of an educational program  
24 approved by the board or compliance by the nurse with equivalent  
25 competency standards which may be set forth by the board.  
26 "Nurse practicing in the expanded role" shall not be construed  
27 to prevent the performance of additional acts involving  
28 evaluation, diagnosis, treatment, ordering therapeutics and tests  
29 and in the case of a nurse midwife, nurse practitioner, and  
30 psychiatric nurse mental health clinical specialist, prescription of  
31 medications and ordering of treatments.

32 "Practical nursing" shall mean the performance for compensa-  
33 tion of any of those services in observing and caring for the ill,  
34 injured or infirm, in applying counsel and procedures to safeguard  
35 life and health, in administering treatment or medication  
36 prescribed by a physician, dentist, nurse practitioner, nurse  
37 midwife and psychiatric nurse mental health clinical specialist or  
38 physician assistant as limited by paragraph (8) of Section 7 of  
39 Chapter 94C, or in teaching or supervising others which are  
40 commonly performed by licensed practical nurses and which  
41 require specialized knowledge and skill such as are taught and  
42 acquired under the established curriculum in a school for practical  
43 nurses duly approved in accordance with this chapter.

1 SECTION 4. Chapter 112 of the General Laws is hereby  
2 amended by striking out section 80E, as appearing in the 1990  
3 Official Edition, and inserting in place thereof the following  
4 section: —

5 Section 80E. A nurse practitioner, nurse midwife and  
6 psychiatric nurse mental health clinical specialist may issue  
7 written prescription and order tests and therapeutics pursuant to  
8 guidelines mutually developed and agreed upon by the nurse and

9 the collaborating physician in accordance with regulations  
10 promulgated jointly by the board and the board of registration  
11 in medicine after consultation with the Board of Registration in  
12 Pharmacy. Any prescription of medication made by a nurse  
13 practitioner, nurse midwife, psychiatric nurse mental health  
14 clinical specialist shall include the name of the physician with  
15 whom the nurse has developed and signed mutually agreed upon  
16 guidelines approved by the Board and the Board of Registration  
17 in Medicine pursuant to Section 80B of Chapter 112.

The first part of the report deals with the general situation of the country in 1917. It is noted that the country is in a state of transition, and that the government is struggling to maintain order and stability. The report also mentions the impact of the war on the economy and the social conditions of the population.

The second part of the report discusses the financial situation of the country. It is noted that the government is facing a severe financial crisis, and that the public debt has increased significantly. The report also mentions the impact of the war on the financial system and the need for government intervention.

The third part of the report discusses the social and economic conditions of the country. It is noted that the population is suffering from poverty and unemployment, and that the government is struggling to provide social services. The report also mentions the impact of the war on the social structure and the need for government intervention.

The fourth part of the report discusses the political situation of the country. It is noted that the government is facing a severe political crisis, and that the public is demanding reform. The report also mentions the impact of the war on the political system and the need for government intervention.



