

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

**Viriato Manuel deMacedo**

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*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 bill:

**An Act Relative to Oxycontin and other Schedule II Controlled Substances.**

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
Viriato Manuel deMacedo	1st Plymouth

# The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

## AN ACT RELATIVE TO OXYCONTIN AND OTHER SCHEDULE II CONTROLLED SUBSTANCES.

*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 2 of chapter 112 of the General Laws, as appearing in the 2006 Official  
2 Edition, is hereby amended by adding, in the sixth paragraph, at the end thereof, the following: -  
3 Compliance with section 51A of this chapter shall be a requirement and condition precedent to  
4 the renewal of licenses issued by the board.

5 SECTION 2. Section 51A of chapter 112 of the General Laws, as appearing in the 2006 Official  
6 Edition, is hereby amended by adding, at the end thereof, the following text:-

7 The board shall require that said continuing education include four credit hours studying the  
8 prescription of schedule II controlled substances, as defined by section 3 of Chapter 94C. The  
9 credit hours must include the following:

10 (a) study of screening processes for potential abusers of schedule II controlled  
11 substances;

12 (b) study of early identification and brief interventions techniques. Brief intervention is  
13 intervention for those who have the potential for abuse or who are beginning to have  
14 signs that they are abusing schedule II controlled substances. Brief intervention  
15 techniques prevent individuals from becoming increasingly dependent on schedule II  
16 controlled substances;

17 (c) study of monitoring processes for those who have been prescribed schedule II  
18 controlled substances, in order to prevent the inappropriate use of schedule II  
19 controlled substances;

20 (d) study of pain medications that serve as alternatives to schedule II controlled  
21 substances for those likely to be schedule II controlled substances abusers.

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23 SECTION 3. Notwithstanding any general or special law to the contrary, before prescribing a  
24 schedule II controlled substance a patient, all physicians and dentists within the Commonwealth  
25 shall issue an information packet to the patient concerning oxycontin and other schedule II  
26 controlled substances. The patient must read said packet in the presence of the physician or  
27 dentist, and must sign an attached sheet affirming that they have done so. Physicians and doctors  
28 must keep all signed forms for at least two years, and may be required to turn over such forms to  
29 the department of public health at the department's request.

30 SECTION 4. Notwithstanding any general or special law to the contrary, the department of  
31 public health, in collaborating with the United States Drug Enforcement Administration, shall  
32 prepare, print, and deliver an information packet to be distributed to patients concerning  
33 oxycontin and other schedule II controlled substances and an additional sheet, to be signed by

34 patients, affirming that they have read the information contained in the packet. The information  
35 packets must include the following:

36 (1)The danger of taking schedule II controlled substances improperly.

37 (2) The risk of addiction to schedule II controlled substances, particularly for those  
38 prone to addictions or with a history of addiction.

39 (3) The danger of giving prescriptions for schedule II controlled substances to those to  
40 whom the substances were not prescribed. This includes giving oxycontin and other  
41 schedule II controlled substances to friends and family members for whom the  
42 medication was not prescribed.