SENATE DOCKET, NO. 762 FILED ON: 1/20/2011

SENATE . . . . . No. 701

The Commonwealth of Massachusetts

PRESENTED BY:

Cynthia S. Creem

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:

An Act relating to liability of health professionals in emergency response.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Cynthia S. Creem	☐ *[District]* ☐
Richard T. Moore	☐ *[District]* ☐
Thomas P. Conroy	*13th Middlesex*

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SENATE . . . . . No. 701

By Ms. Creem, a petition (accompanied by bill, Senate, No. 701) of Cynthia S. Creem, Richard T. Moore and Thomas P. Conroy for legislation to hold health professionals liable in emergency response. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *1615* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relating to liability of health professionals in emergency response.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 112 of the Massachusetts General Laws is hereby amended by striking out section 12C and inserting in place thereof the following section:-

Section 12C. No physician or nurse administering immunization or other protective programs under public health programs shall be liable in a civil suit for damages as a result of any act or omission on his part in carrying out his duties. No physician or nurse who is registered by the Commonwealth in the Massachusetts System for Advance Registration of Volunteer Health Professionals or its successor entity shall be liable in civil suit for damages for any act or omission on his part related to his voluntary participation, or within the course of employment, in any disaster preparedness or response activity.