

SENATE No. 912

The Commonwealth of Massachusetts

PRESENTED BY:

Viriato M. deMacedo

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 providing a safe harbor for good samaritans.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Viriato M. deMacedo</i>	<i>Plymouth and Barnstable</i>	
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>1/31/2019</i>
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>	<i>1/31/2019</i>

SENATE No. 912

By Mr. deMacedo, a petition (accompanied by bill, Senate, No. 912) of Viriato M. deMacedo, Mathew J. Muratore and Donald F. Humason, Jr. for legislation to protect certain persons rendering emergency care from liability. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 829 OF 2017-2018.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to providing a safe harbor for good samaritans.

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 2016 Official Edition,
2 is hereby amended by inserting after section 12V¹/₂ the following section:-

3 Section 12V³/₄. Safe harbor for good samaritans

4 Any person, who in good faith, attempts to render emergency care at the place of the
5 emergency, or while in transit in an ambulance or rescue vehicle to a person who is in urgent
6 need of care as a result of the emergency, and does so without compensation for the care from or
7 on behalf of the person cared for, shall not be liable for acts or omissions, other than gross
8 negligence or willful or wanton misconduct, resulting from the attempt to render such emergency
9 care; provided, however, that any persons rendering emergency care shall have the duty to place

- 10 the injured person under the care of a physician, nurse, or other persons qualified to care for such
- 11 person as soon as possible and to obey the instructions of such qualified person.