

HOUSE No. 2039

The Commonwealth of Massachusetts

PRESENTED BY:

Elizabeth A. Poirier and John H. Rogers

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 to advance the safety of women seeking to terminate a pregnancy.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>1/15/2015</i>
<i>John H. Rogers</i>	<i>12th Norfolk</i>	<i>1/15/2015</i>
<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	<i>1/23/2015</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>	<i>2/4/2015</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>1/26/2015</i>
<i>Dennis A. Rosa</i>	<i>4th Worcester</i>	<i>1/30/2015</i>
<i>Angelo M. Scaccia</i>	<i>14th Suffolk</i>	<i>1/29/2015</i>
<i>Alan Silvia</i>	<i>7th Bristol</i>	<i>2/4/2015</i>

HOUSE No. 2039

By Representatives Poirier of North Attleborough and Rogers of Norwood, a petition (accompanied by bill, House, No. 2039) of Elizabeth A. Poirier, John H. Rogers and others for legislation to further define health clinics. Public Health.

The Commonwealth of Massachusetts

—————
**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**
—————

An Act to advance the safety of women seeking to terminate a pregnancy.

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 52 of Chapter 111 of the General Laws, as appearing in the 2012
2 Official Edition, is hereby amended by striking out the definition of “clinic,” as appearing
3 therein, and replacing it with the following:

4 “Clinic,” any activity, however organized, whether conducted for profit or not for profit,
5 which is advertised, announced, established, or maintained for the purpose of providing
6 ambulatory medical, surgical, dental, physical rehabilitation, or mental health services. In
7 addition, “clinic” shall include any entity, however organized, whether conducted for profit or
8 not for profit, which is not a hospital and which is advertised, announced, established or
9 maintained for the purpose of performing and does perform more than ten (10) abortions per
10 year. In addition, “clinic” shall include any entity, however organized, whether conducted for
11 profit or not for profit, which is advertised, announced, established, or maintained under a name
12 which includes the word “clinic,” “dispensary,” or “institute,” and which suggests that

13 ambulatory medical, surgical, dental, physical rehabilitation, or mental health services are
14 rendered therein. With respect to any entity which is not advertised, announced, established, or
15 maintained under one of the names in the preceding sentence, "clinic" shall not include a medical
16 office building, or one or more practitioners engaged in a solo or group practice whether
17 conducted for profit or not for profit, and however organized, so long as the practitioners in such
18 medical office building and the practitioners engaged in such solo or group practice do not
19 perform more than ten (10) abortions per year, and so long as such practice is wholly owned and
20 controlled by one or more of the practitioners so associated, or, in the case of a not for profit
21 organization, its only members are one or more of the practitioners so associated or a clinic
22 established solely to provide service to employees or students of such corporation or institution.
23 For purposes of this section, "clinic" shall not include a clinic conducted by a hospital licensed
24 under section fifty-one or by the federal government or the commonwealth.

25