

**HOUSE . . . . . No. 3993**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Ann-Margaret Ferrante*

*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 persons seeking drug addiction treatment.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Ann-Margaret Ferrante</i>	<i>5th Essex</i>	<i>1/26/2016</i>
<i>Paul J. Donato</i>	<i>35th Middlesex</i>	<i>2/2/2016</i>

**HOUSE . . . . . No. 3993**

By Ms. Ferrante of Gloucester, a petition (subject to Joint Rule 12) of Ann-Margaret Ferrante and Paul J. Donato relative to the prosecution of persons seeking assistance or treatment for drug related addictions at police stations. The Judiciary.

**The Commonwealth of Massachusetts**

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

An Act relative to persons seeking drug addiction treatment.

*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 34A of chapter 94C of the General Laws, as appearing in the 2014 Official  
2 Edition, is hereby amended by inserting after paragraph (b) the following paragraph:-

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4 (b $\frac{1}{2}$ ) A person who, in good faith, enters a police station and seeks assistance or  
5 treatment for a person present at such police station suffering from a drug-related addiction, or a  
6 person who, in good faith, enters a police station and seeks assistance or treatment for a drug-  
7 related addiction, or is the subject of a good faith request for such assistance or treatment, shall  
8 not be charged or prosecuted for possession of a controlled substance under sections 34 or 35, or  
9 possession of drug paraphernalia under section 32I, if the evidence for such charge of possession  
10 was gained as a result of the seeking of assistance or treatment.