

SENATE No. 1431

The Commonwealth of Massachusetts

PRESENTED BY:

Mark C. Montigny

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 allowing humane transportation of K9 partners aka Nero's law.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Mark C. Montigny</i>	<i>Second Bristol and Plymouth</i>	
<i>Paul R. Feeney</i>	<i>Bristol and Norfolk</i>	
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>	<i>1/24/2019</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>	<i>1/28/2019</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>1/29/2019</i>
<i>William L. Crocker, Jr.</i>	<i>2nd Barnstable</i>	<i>1/29/2019</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>	<i>1/29/2019</i>
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>	<i>1/30/2019</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>1/30/2019</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>1/31/2019</i>
<i>Maria Duaine Robinson</i>	<i>6th Middlesex</i>	<i>1/31/2019</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>	<i>2/1/2019</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>	<i>2/1/2019</i>
<i>Susannah M. Whipps</i>	<i>2nd Franklin</i>	<i>2/8/2019</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>7/16/2019</i>
<i>Dean A. Tran</i>	<i>Worcester and Middlesex</i>	<i>7/18/2019</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>	<i>7/18/2019</i>

SENATE No. 1431

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 1431) of Mark C. Montigny, Paul R. Feeney, Michael D. Brady, Brian M. Ashe and other members of the General Court for legislation to allow humane transportation of K9 partners aka Nero's law. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

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

An Act allowing humane transportation of K9 partners aka Nero's law.

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. This bill may be known as An Act allowing humane transportation of K9
2 partners aka Nero's law

3 SECTION 2. Section 1 of chapter 90, as appearing in the 2016 Official Edition, is hereby
4 amended by striking in line 24, the word “exclusively”

5 SECTION 3. Section 1 of chapter 90 is hereby amended by inserting in line 30, after the
6 word “animals,” the following:-

7 , provided that a motor vehicle used for transportation of sick, injured or wounded
8 persons may also transport a police dog injured in the line of duty so long as there are no persons
9 requiring transport at that time

10 SECTION 4. Section 1 of chapter 90, as so appearing, is hereby amended by inserting, in
11 line 320, the following paragraph:-“Police dog”, a dog owned or used by a law enforcement

12 department or agency in the course of the department or agency's work, including a search and
13 rescue dog, service dog, accelerant detection canine, or other dog that is in use by a county,
14 municipal, or state law enforcement agency.

15 SECTION 5. Section 1 of chapter 111C, as so appearing, is hereby amended by inserting
16 in line 8, after the word individuals, the following”:-

17 or police dog as defined in this chapter

18 SECTION 6. Section 1 of chapter 111C, as so appearing, is hereby amended by inserting
19 in line 13, after the word individuals, the following”:-

20 or police dog as defined in this chapter

21 SECTION 7. Section 1 of chapter 111C, as so appearing, is hereby amended by inserting
22 after the definition of “Person” the following definition:-

23 “Police dog”, a dog owned or used by a law enforcement department or agency in the
24 course of the department or agency's work, including a search and rescue dog, service dog,
25 accelerant detection canine, or other dog that is in use by a county, municipal, or state law
26 enforcement agency.

27 SECTION 8. Section 21 of chapter 111C, as so appearing, is hereby amended by
28 inserting after the first paragraph the following paragraph:-

29 No EMS personnel certified, accredited or otherwise approved under this chapter, and no
30 additional personnel certified or authorized under section 9, who in the performance of their
31 duties and in good faith render emergency first aid to an injured police dog, as permitted by
32 section 26 of this chapter, shall be personally liable as a result of rendering such aid or services

33 or, in the case of an emergency medical technician or additional personnel, as a result of
34 transporting such animal to a veterinary care facility, nor shall they be liable to a veterinary care
35 facility for its expenses if, under emergency conditions, they cause the admission of such person
36 to said veterinary care facility.

37 SECTION 9. Chapter 111C of the General Laws is hereby amended by inserting after
38 section 25 the following new section:-

39 Section 26. Any ambulance operating in the commonwealth may transport a police dog as
40 defined in Section 1 of this Chapter. Transport may be provided to a police dog only if the
41 animal has been injured in the line of duty and no human needs transport or ambulance services.

42 During transport, an EMS provider may provide care including: (1) opening and
43 manually maintaining an airway; (2) giving mouth to snout or mouth to barrier ventilation; (3)
44 administering oxygen; (4) managing ventilation by mask; (5) controlling hemorrhage with direct
45 pressure; (6) immobilizing fractures; (7) bandaging; or (8) administering naloxone
46 hydrochloride, if administering the drug has been authorized by the medical director or
47 cooperating physician advisory board of an emergency medical service organization and the drug
48 is administered either in accordance with a written protocol established and provided by a
49 veterinarian or pursuant to a consultation with a veterinarian.

50 An EMS provider may require a member of the law enforcement department or agency
51 accompany the police dog during transport.

52 SECTION 10. Section 58 of chapter 112, as appearing in the 2016 General Laws, is
53 hereby amended by inserting the following paragraph:-

54 9. Any EMS provider who provides care to an injured police dog as defined in Section 26
55 of Chapter 111C.