

SENATE No. 904

The Commonwealth of Massachusetts

PRESENTED BY:

Julian Cyr

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 protections for good samaritans.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Julian Cyr</i>	<i>Cape and Islands</i>	
<i>Maria Duaime Robinson</i>	<i>6th Middlesex</i>	<i>1/22/2019</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>	<i>1/29/2019</i>

SENATE No. 904

By Mr. Cyr, a petition (accompanied by bill, Senate, No. 904) of Julian Cyr, Maria Duaine Robinson and Dylan A. Fernandes for legislation relative to protections for good samaritans. The Judiciary.

The Commonwealth of Massachusetts

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

An Act relative to protections 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 34A of chapter 94C is hereby amended by adding, after subsection (e), the
2 following subsection:-

3 “(f) A person acting in good faith may provide, administer, or utilize a narcotic testing
4 product to assist another person in determining whether a narcotic or substance contains
5 chemicals, toxic substances, or hazardous compounds. A person who, in good faith, provides,
6 administers, or utilizes a narcotic testing product to assist another person in determining whether
7 a narcotic or substance contains chemicals, toxic substances, or hazardous compounds shall not
8 be charged or prosecuted for possession of a controlled substance under sections 34 or 35 if the
9 evidence for the charge of possession of a controlled substance was gained as a result of
10 providing, administering, or utilizing a narcotic testing product to provide assistance to another
11 person. Narcotic testing products shall include, but not be limited to, fentanyl test strips.”