

HOUSE No. 1707

The Commonwealth of Massachusetts

PRESENTED BY:

Sally P. Kerans

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 activating the health care proxy.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Sally P. Kerans</i>	<i>13th Essex</i>	<i>2/17/2021</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>9/28/2021</i>

HOUSE No. 1707

By Ms. Kerans of Danvers, a petition (accompanied by bill, House, No. 1707) of Sally P. Kerans relative to activating health care proxies. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to activating the health care proxy.

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

2 Section 6 of Chapter 201D as appearing in the 2016 General Laws is hereby amended by
3 adding the following subsection:

4 (b) “In determining whether a patient is competent for the purposes of activating their
5 health care proxy, a physician shall evaluate the patient’s competency for their treatment.”

6 Section 2

7 The Department of Public Health shall promulgate regulations pursuant to subsection b.