

SENATE No. 1265

The Commonwealth of Massachusetts

PRESENTED BY:

Nick Collins

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 providing life saving treatment.

PETITION OF:

NAME:

Nick Collins

DISTRICT/ADDRESS:

First Suffolk

SENATE No. 1265

By Mr. Collins, a petition (accompanied by bill, Senate, No. 1265) of Nick Collins for legislation to provide life saving treatment. Mental Health, Substance Use and Recovery.

The Commonwealth of Massachusetts

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

An Act relative to providing life saving 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 1. Section 35 of chapter 123 of the Massachusetts General Laws is hereby
2 further amended by inserting after the third paragraph the following paragraph:- "When the
3 court is closed for business, upon filing of a petition by a person authorized to do so under the
4 second paragraph, a justice of the court may order a person to be committed to a facility
5 designated by the department of public health if the court finds that the person is an individual
6 with a substance use disorder and finds that there is a grave likelihood of serious harm as a result
7 of the person's substance use disorder; provided, however, that at the next available opportunity,
8 or at the next business day, whichever is sooner, the person shall receive a hearing in accordance
9 with the preceding paragraph; and provided further, that an order issued pursuant to this
10 paragraph shall expire not more than 72 hours after the issuance of the order, at which point the
11 person committed shall have had a hearing before the court. The court may adopt rules and
12 procedures to implement this paragraph"

13 SECTION 2. Notwithstanding any general or special law to the contrary, correctional
14 facilities operated by the Suffolk County Sheriff shall be permitted to enter into agreements with
15 approved section 35 facilities to provide public health services at the same level of care.