FILED ON: 1/17/2013

## **HOUSE . . . . . . . . . . . . . . . . No. 1285**

### The Commonwealth of Massachusetts

PRESENTED BY:

#### Viriato Manuel deMacedo

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 passage of the accompanying:

An Act relative to providing a safe harbor for good samaritans.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Viriato Manuel deMacedo	1st Plymouth
Sheila C. Harrington	1st Middlesex
Thomas J. Calter	12th Plymouth

**HOUSE . . . . . . . . . . . . . . . . No. 1285** 

By Mr. deMacedo of Plymouth, a petition (accompanied by bill, House, No. 1285) of Viriato Manuel deMacedo, Sheila C. Harrington and Thomas J. Calter relative to protecting certain persons rendering emergency care from liability. The Judiciary.

# [SIMILAR MATTER FILED IN PREVIOUS SESSION SEE

□ HOUSE
□ , NO. *3385* OF 2011-2012.]

#### The Commonwealth of Massachusetts

An Act relative to providing a safe harbor 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 Chapter 112 of the General Laws is hereby amended by inserting after section 12V½ the 2 following section:-
- 3 Section 12V3/4. Any person, who in good faith, attempts to render emergency care at the
- 4 place of the emergency, or while in transit in an ambulance or rescue vehicle to a person who is
- 5 in urgent need of care as a result of the emergency, and does so without compensation for the
- 6 care from or on behalf of the person cared for, shall not be liable for acts or omissions, other than
- 7 gross negligence or willful or wanton misconduct, resulting from the attempt to render such
- 8 emergency care; provided, however, that any persons rendering emergency care shall have the
- 9 duty to place the injured person under the care of a physician, nurse, or other persons qualified to
- 10 care for such person as soon as possible and to obey the instructions of such qualified person.