HOUSE DOCKET, NO. 3078 FILED ON: 1/18/2013

HOUSE . . . . . No. 1341

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey

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 defibrillators in health clubs.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Sean Garballey	*23rd Middlesex*
Louis L. Kafka	*8th Norfolk*
Frank I. Smizik	*15th Norfolk*
Michael F. Rush	*Norfolk and Suffolk*
Michael J. Rodrigues	*First Bristol and Plymouth*
Alice Hanlon Peisch	*14th Norfolk*
Paul McMurtry	*11th Norfolk*
Bruce J. Ayers	*1st Norfolk*
Ruth B. Balser	*12th Middlesex*
William N. Brownsberger	*Second Suffolk and Middlesex*
John F. Keenan	*Norfolk and Plymouth*
David M. Rogers	*24th Middlesex*
Walter F. Timilty	*7th Norfolk*
Edward F. Coppinger	*10th Suffolk*
John J. Lawn, Jr.	*10th Middlesex*
Denise Andrews	*2nd Franklin*
John W. Scibak	*2nd Hampshire*
William C. Galvin	*6th Norfolk*

David Paul Linsky	*5th Middlesex*
Thomas J. Calter	*12th Plymouth*
Mark J. Cusack	*5th Norfolk*
Denise Provost	*27th Middlesex*
Kay Khan	*11th Middlesex*
Russell E. Holmes	*6th Suffolk*

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HOUSE . . . . . No. 1341

By Mr. Garballey of Arlington, a petition (accompanied by bill, House, No. 1341) of Sean Garballey and others relative to actions against health clubs or their employees that arise in connection with the use or non-use of defibrillators. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *2230* OF 2011-2012.]

The Commonwealth of Massachusetts

An Act relative to defibrillators in health clubs.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 86 of Chapter 93 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the second paragraph and entering the following sentence:-

"Absent a showing of gross negligence or willful or wanton misconduct, no cause of action against a health club or its employees may arise in connection with the use of a defibrillator."