HOUSE DOCKET, NO. 1611 FILED ON: 2/18/2011

HOUSE . . . . . No. 3385

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*

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By Mr. deMacedo of Plymouth, a petition (accompanied by bill, House, No. 3385) of Viriato Manuel deMacedo and Sheila C. Harrington relative to protecting certain persons rendering emergency care from liability. The Judiciary.

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:

Chapter 112 of the General Laws is hereby amended by inserting after section 12V½ the following section:-

Section 12V3/4. Any person, who in good faith, attempts to render emergency care at the place of the emergency, or while in transit in an ambulance or rescue vehicle to a person who is in urgent need of care as a result of the emergency, and does so without compensation for the care from or on behalf of the person cared for, shall not be liable for acts or omissions, other than gross negligence or willful or wanton misconduct, resulting from the attempt to render such emergency care; provided, however, that any persons rendering emergency care shall have the duty to place the injured person under the care of a physician, nurse, or other persons qualified to care for such person as soon as possible and to obey the instructions of such qualified person.