

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Creem, Cynthia (SEN)

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 bill:

An Act relating to liability of health professionals in emergency response.

PETITION OF:

NAME:

Creem, Cynthia (SEN)

DISTRICT/ADDRESS:

First Middlesex and Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S00885 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATING TO LIABILITY OF HEALTH PROFESSIONALS IN EMERGENCY
RESPONSE.

*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. Chapter 112 of the Massachusetts General Laws is hereby amended by
2 striking out section 12C and inserting in place thereof the following section:-
3 Section 12C. No physician or nurse administering immunization or other protective programs
4 under public health programs shall be liable in a civil suit for damages as a result of any act or
5 omission on his part in carrying out his duties. No physician or nurse who is registered by the
6 Commonwealth in the Massachusetts System for Advance Registration of Volunteer Health
7 Professionals or its successor entity shall be liable in civil suit for damages for any act or
8 omission on his part related to his voluntary participation, or within the course of employment, in
9 any disaster preparedness or response activity.