

HOUSE No. 1175

The Commonwealth of Massachusetts

PRESENTED BY:

Nicholas A. Boldyga

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 the safety of emergency medical technicians and health care providers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>

HOUSE No. 1175

By Mr. Boldyga of Southwick, a petition (accompanied by bill, House, No. 1175) of Nicholas A. Boldyga and others relative to the safety of health care providers and emergency medical technicians from assault and battery by means of a bodily substances. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to the safety of emergency medical technicians and health care providers.

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 13I of Chapter 265 of the General Laws is hereby amended by
2 striking out the words: “shall be punished by imprisonment in the house of correction for not less
3 than 90 days nor more than 2 and one-half years” and inserting in place thereof the following
4 words “shall be punished by imprisonment for not more than 2 and one-half years in a jail or
5 house of correction or for not more than 10 years in a state prison”

6 SECTION 2: Section 13I of Chapter 265 of the General Laws is hereby amended by
7 inserting after the first paragraph the following paragraph: “For the purposes of this section,
8 “bodily substance” shall mean any human secretion, discharge or emission including, but not
9 limited to, blood, saliva, mucous, semen, urine or feces.”

10 SECTION 3: Section 13I of Chapter 265 of the General Laws is hereby amended by
11 inserting after the second paragraph: Whoever commits an assault or an assault and battery by
12 means of a bodily substance on an emergency medical technician, an ambulance operator, an

13 ambulance attendant or a health care provider as defined in section 1 of chapter 111, while the
14 technician, operator, attendant or provider is treating or transporting a person in the line of duty,
15 shall be punished by imprisonment for not more than 2 and one-half years in a jail or house of
16 correction or for not more than 10 years in a state prison or by a fine of not less than \$500 nor
17 more than \$5,000, or both.