

**SENATE . . . . . No. 489**

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The Commonwealth of Massachusetts

PRESENTED BY:

*Viriato M. 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 adoption of the accompanying bill:

An Act relative to medical malpractice insurance for dentists.

PETITION OF:

NAME:

*Viriato M. deMacedo*

DISTRICT/ADDRESS:

*Plymouth and Barnstable*

**SENATE . . . . . No. 489**

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By Mr. deMacedo, a petition (accompanied by bill, Senate, No. 489) of Viriato M. deMacedo for legislation relative to medical malpractice insurance for dentists. Financial Services.

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The Commonwealth of Massachusetts

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

An Act relative to medical malpractice insurance for dentists.

*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. The third paragraph of Section 51 of Chapter 112 of the Massachusetts  
2 General Laws, as appearing in the 2012 Official Edition, is hereby amended by inserting after the  
3 word “agreement”, in line 49, the following sentences:-

4 No medical malpractice insurer shall refuse primary medical malpractice insurance  
5 coverage to a licensed dentist on the basis of their entry into a written collaborative agreement  
6 with a public health dental hygienist. A dentist who enters into such a collaborative agreement  
7 and the dentist's insurer shall be indemnified from claims made against said public health dental  
8 hygienist.

9 SECTION 2. The second paragraph of Section 193U of Chapter 175 of the Massachusetts  
10 General Laws, as so appearing, is hereby amended by inserting after the word “specialty”, in line  
11 13, the following sentences:-

12           No medical malpractice insurer shall refuse primary medical malpractice insurance  
13 coverage to a licensed dentist on the basis of their entry into a written collaborative agreement  
14 with a public health dental hygienist. A dentist who enters into such a collaborative agreement  
15 and the dentist's insurer shall be indemnified from claims made against said public health dental  
16 hygienist.