

HOUSE No. 2037

The Commonwealth of Massachusetts

PRESENTED BY:

William L. Crocker, Jr.

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 providing for the care and transportation of police dogs injured in the line of duty.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>William L. Crocker, Jr.</i>	<i>2nd Barnstable</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>
<i>Michael D. Brady</i>	<i>Second Plymouth and Bristol</i>
<i>Gerard J. Cassidy</i>	<i>9th Plymouth</i>
<i>Daniel R. Cullinane</i>	<i>12th Suffolk</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>
<i>David F. DeCoste</i>	<i>5th Plymouth</i>
<i>Viriato M. deMacedo</i>	<i>Plymouth and Barnstable</i>
<i>Diana DiZoglio</i>	<i>First Essex</i>
<i>Shawn Dooley</i>	<i>9th Norfolk</i>
<i>William J. Driscoll, Jr.</i>	<i>7th Norfolk</i>
<i>Nika C. Elugardo</i>	<i>15th Suffolk</i>
<i>Ryan C. Fattman</i>	<i>Worcester and Norfolk</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>
<i>Dylan A. Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>

<i>Ann-Margaret Ferrante</i>	<i>5th Essex</i>
<i>Carole A. Fiola</i>	<i>6th Bristol</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>
<i>James K. Hawkins</i>	<i>2nd Bristol</i>
<i>Christopher Hendricks</i>	<i>11th Bristol</i>
<i>Natalie M. Higgins</i>	<i>4th Worcester</i>
<i>Bradford Hill</i>	<i>4th Essex</i>
<i>Kate Hogan</i>	<i>3rd Middlesex</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Donald F. Humason, Jr.</i>	<i>Second Hampden and Hampshire</i>
<i>Randy Hunt</i>	<i>5th Barnstable</i>
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>
<i>Kathleen R. LaNatra</i>	<i>12th Plymouth</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Joseph W. McGonagle, Jr.</i>	<i>28th Middlesex</i>
<i>Joseph D. McKenna</i>	<i>18th Worcester</i>
<i>Mark C. Montigny</i>	<i>Second Bristol and Plymouth</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>
<i>James M. Murphy</i>	<i>4th Norfolk</i>
<i>Brian W. Murray</i>	<i>10th Worcester</i>
<i>Shaunna L. O'Connell</i>	<i>3rd Bristol</i>
<i>Patrick M. O'Connor</i>	<i>Plymouth and Norfolk</i>
<i>Norman J. Orrall</i>	<i>12th Bristol</i>
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>
<i>Michael J. Soter</i>	<i>8th Worcester</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>

<i>Walter F. Timilty</i>	<i>Norfolk, Bristol and Plymouth</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Dean A. Tran</i>	<i>Worcester and Middlesex</i>
<i>Paul F. Tucker</i>	<i>7th Essex</i>
<i>Andres X. Vargas</i>	<i>3rd Essex</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>

HOUSE No. 2037

By Mr. Crocker of Barnstable, a petition (accompanied by bill, House, No. 2037) of William L. Crocker, Jr. and others relative to providing for the care and transportation of police dogs injured in the line of duty. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act providing for the care and transportation of police dogs injured in the line of duty.

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 1 of Chapter 111C of the General Laws, as appearing in the 2016
2 Official Edition, is hereby amended by inserting after the definition of “Medical director” the
3 following definition:-

4 “Operational working animal”, a canine trained to operate under the command of law
5 enforcement or other first responders.

6 SECTION 2. Said chapter 111C is hereby amended by adding the following section:-

7 Section 26. (a) EMS providers are granted limited authority to render pre-hospital
8 emergency veterinary care in accordance with sections 60 and 60 ½ of chapter 112to operational
9 working animals injured in the line of duty.

10 (b) An EMS provider may transport any operational working animal injured in the line of
11 duty in an EMS vehicle to a veterinary treatment facility; provided that there are no persons
12 requiring medical transport at that time.

13 SECTION 3. Section 60 of chapter 112 of the General Laws, as so appearing, is hereby
14 amended by adding the following sentences:- They shall not apply to an EMS provider, as
15 defined in section 1 of chapter 111C, who in good faith renders pre-hospital emergency
16 veterinary care to an operational working animal, as defined in said section 1 of said chapter
17 111C, injured in the line of duty; provided that the EMS provider has completed training as
18 required under section 60 ½.

19 SECTION 4. Chapter 112 of the General Laws, as so appearing, is hereby amended by
20 inserting after Section 60 the following section:-

21 Section 60 ½. (a) The office of emergency medical services within the department of
22 public health, in consultation with an approved veterinary school, as defined in section 54A, or a
23 veterinarian registered under sections 55, 56C or 56D, shall approve standards for the provision
24 by EMS providers, as defined in section 1 of chapter 111C, of pre-hospital emergency veterinary
25 care to operational working animals, as defined in said section 1 of said chapter 111C.

26 (b) Consistent with section 26 of chapter 111C, an EMS provider may provide pre-
27 hospital emergency veterinary care to an operational working animal injured in the line of duty
28 within the equivalent scope of practice for which the EMS provider treats human patients unless
29 otherwise authorized by the office of emergency medical services or local medical control, as
30 defined by section 1 of chapter 111C, to exceed that scope of practice; provided that the EMS

31 provider has completed training consistent with the standards approved pursuant to subsection
32 (a).

33 (c) An EMS provider shall not be liable for or subject to any of the following that
34 allegedly arises from an act or omission associated with the provision of pre-hospital emergency
35 veterinary care to an operational working animal injured in the line of duty, unless the act or
36 omission constitutes willful or wanton misconduct: (i) damages in a civil action; (ii) prosecution
37 in a criminal proceeding; and (iii) professional disciplinary action.

38 (d) The board of registration in pharmacy shall not take disciplinary action against an
39 EMS provider's license for reasons arising from an act or omission associated with the provision
40 of pre-hospital emergency veterinary care consistent with this section to an operational working
41 animal injured in the line of duty, unless the act or omission constitutes willful or wanton
42 misconduct.

43 (e) A veterinarian registered under sections 55, 56C or 56D may establish and provide a
44 written protocol to, or consult with, an EMS provider to enable the provision of pre-hospital
45 emergency veterinary care to an operational working animal injured in the line of duty. A
46 veterinarian who acts in good faith in accordance with this subsection shall not be liable for or
47 subject to any of the following for any act or omission associated with the provision of pre-
48 hospital emergency veterinary care to an operational working animal by an EMS provider under
49 this section: (i) damages in any civil action, (ii) prosecution in any criminal proceeding, or (iii)
50 professional disciplinary action.