

**HOUSE . . . . . No. 3391**

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The Commonwealth of Massachusetts

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PRESENTED BY:

***Thomas A. Golden, Jr.***

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*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 the indemnification of health professionals.

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PETITION OF:

NAME:

*Thomas A. Golden, Jr.*

DISTRICT/ADDRESS:

*16th Middlesex*

**HOUSE . . . . . No. 3391**

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By Mr. Golden of Lowell, a petition (accompanied by bill, House, No. 3391) of Thomas A. Golden, Jr. relative to the payment of certain claims by medical malpractice insurers. Financial Services.

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The Commonwealth of Massachusetts

An Act relative to the indemnification of health professionals.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 112 of the General Laws is hereby amended by inserting after section 5M the  
2 following section:-

3 5N. A medical malpractice insurer, as defined by section 193U of chapter 175 of the  
4 General Laws, may decline to pay claims for negligence when a licensed provider, as defined by  
5 section 2 of chapter 112, fails to consult the prescription monitoring program prior to prescribing  
6 a medication to a patient. The division of insurance shall promulgate rules and regulations  
7 pursuant to this section.