

# **HOUSE . . . . . No. 4231**

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, November 26, 2019.

The committee on Children, Families and Persons with Disabilities to whom was referred the petition (accompanied by bill, House, No. 117) of Sean Garballey and others relative to updating terminology and investigative practices related to the protection of persons with disabilities, reports recommending that the accompanying bill (House, No. 4231) ought to pass.

For the committee,

KAY KHAN.

**HOUSE . . . . . No. 4231**

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**The Commonwealth of Massachusetts**

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

An Act updating terminology and investigative practices related to the protection of person with disabilities.

*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 19 of chapter 19B of the General Laws, as appearing in the 2016  
2 Official Edition, is hereby amended by striking out, in lines 126, 139, 280 and 281, 305, 384, 390  
3 and 391, and in lines 394 and 395, the words “disabled persons protection commission” and  
4 inserting in place thereof, in each instance, the following words:- commission for the protection  
5 of persons with disabilities.

6           SECTION 2. Chapter 19C of the General Laws, as appearing in the 2016 Official  
7 Edition, is hereby amended by striking out the title and inserting in place thereof the following  
8 title:- COMMISSION FOR THE PROTECTION OF PERSONS WITH DISABILITIES.

9           SECTION 3. Section 1 of said chapter 19C, as so appearing, is hereby amended by  
10 striking out the definition of “Abuse” and inserting in place thereof the following definition:-

11           “Abuse”, an act or omission of a caretaker which results in serious physical or serious  
12 emotional injury to a person with a disability; provided, however, that no person shall be

13 considered to be abused for the sole reason that such person is being furnished or relies upon  
14 treatment in accordance with the tenets and teachings of a church or religious denomination by a  
15 duly accredited practitioner thereof. Abuse per se is such act or omission of a caretaker which  
16 based upon its circumstances is determined by the Commission to be in and of itself abusive,  
17 regardless of the presence of a serious physical or serious emotional injury.

18 SECTION 4. Said section 1 of said chapter 19C, as so appearing, is hereby further  
19 amended by striking out the definition of “Caretaker” and inserting in place thereof the following  
20 definition:-

21 “Caretaker”, a parent, guardian, or other person or agency responsible for the person with  
22 a disability’s health or welfare, whether in the same home as the person with a disability, a  
23 relative’s home, a foster home or any other location where the caretaker renders assistance.

24 SECTION 5. Said section 1 of said chapter 19C, as so appearing, is hereby further  
25 amended by striking out, in line 13, the words “disabled persons protection commission” and  
26 inserting in place thereof the following words:- commission for the protection of persons with  
27 disabilities.

28 SECTION 6. Said section 1 of said chapter 19C, as so appearing, is hereby further  
29 amended by striking out the definitions of “Disabled person”, “General counsel”, “Mandated  
30 reporter”, “Recommendations”, “Reportable condition” and “State agency”, and inserting in  
31 place thereof the following 5 definitions:-

32 “Mandated reporter”, any physician, medical intern, hospital personnel engaged in the  
33 examination, care or treatment of persons, medical examiner, dentist, psychologist, nurse,  
34 chiropractor, podiatrist, osteopath, public or private school teacher, educational administrator,

35 guidance or family counselor, day care worker, probation officer, social worker, foster parent,  
36 police officer, animal control officer, person employed by a state agency as defined by this  
37 chapter, or person employed to provide assistance with activities of daily living to a person with  
38 a disability, who in his or her professional capacity shall have reasonable cause to believe that a  
39 person with a disability is suffering from a reportable condition.

40 “Person with a disability”, a person between the ages of eighteen to fifty-nine, inclusive,  
41 who is a person with an intellectual or developmental disability as defined by section 1 of  
42 chapter 123B or who is otherwise mentally or physically disabled and as a result of that mental  
43 or physical disability is wholly or partially dependent on others to meet that person’s daily living  
44 needs; provided however, that the term “person with a disability” shall replace the term “disabled  
45 person” without changing the meaning.

46 “Recommendations”, a statement or statements contained in an investigation report  
47 prepared pursuant to this chapter which set forth specific action or actions intended by the  
48 investigator to protect the particular person with a disability or persons who are the subject or  
49 subjects of the report from abuse or risk of abuse and which responds to the specific protective  
50 needs of said person with a disability or persons or groups of persons with a disability similarly  
51 situated.

52 “Reportable condition”, a serious physical or serious emotional injury sustained by a  
53 person with a disability and for which there is reasonable cause to believe resulted from abuse, or  
54 reasonable cause to believe that abuse per se exists.

55           “State agency”, any agency of the commonwealth that provides services or treatment to  
56 persons with a disability including a private entity providing such services or treatment pursuant  
57 to a contract, license or agreement with an agency of the commonwealth.

58           SECTION 7. Section 2 of said chapter 19C, as so appearing, is hereby amended by  
59 striking out the title and inserting in place thereof, the following title:- Establishment of the  
60 commission for the protection of persons with disabilities; membership; terms; compensation;  
61 annual report.

62           SECTION 8. Said section 2 of said chapter 19C, as so appearing, is hereby further  
63 amended by striking out, in line 2, the first time it appears, the words “disabled persons” and  
64 inserting in place thereof the following words:- persons with a disability.

65           SECTION 9. Said section 2 of said chapter 19C, as so appearing, is hereby further  
66 amended by striking out, in lines 2 and 3, the words “disabled persons protection commission”  
67 and inserting in place thereof the following words:- commission for the protection of persons  
68 with disabilities.

69           SECTION 10. Said section 2 of said chapter 19C, as so appearing, is hereby further  
70 amended by striking out, in line 5, the words “disabled persons” and inserting in place thereof  
71 the following words:- persons with a disability.

72           SECTION 11. Said section 2 of said chapter 19C, as so appearing, is hereby further  
73 amended by striking out, in lines 6 and 7, the words “one of whom he shall designate as  
74 chairman” and inserting in place thereof the following word:- one of whom shall be designated  
75 as chair.

76 SECTION 12. Section 3 of said chapter 19C, as so appearing, is hereby amended by  
77 striking out, in lines 10 through 13, the following sentence, “For the purposes of determining the  
78 standards established under this section, the commission shall confer with the district attorneys  
79 and the attorney general.”

80 SECTION 13. Said section 3 of said chapter 19C, as so appearing, is hereby amended by  
81 striking out, in lines 20 and 21, the words “disabled persons” and inserting in place thereof the  
82 following words:- persons with a disability.

83 SECTION 14. Said section 3 of said chapter 19C, as so appearing, is hereby further  
84 amended by striking out, in line 22, the words “other state”.

85 SECTION 15. Said section 3 of said chapter 19C, as so appearing, is hereby further  
86 amended by inserting, in line 27, after the word “section” the following words:-five or.

87 SECTION 16. Said section 3 of said chapter 19C, as so appearing, is hereby further  
88 amended by striking out, in lines 28 and 29, the words “disabled persons” and inserting in place  
89 thereof the following words:- persons with a disability.

90 SECTION 17. Said section 3 of said chapter 19C, as so appearing, is hereby further  
91 amended by inserting in line 32, after the words “sixty-six A” the following:- . Except as  
92 otherwise provided in this chapter, all confidential or personally identifying information which  
93 is created, collected, used, maintained or disseminated pursuant to this chapter shall not be a  
94 public record pursuant to clause twenty-six of section 7 of chapter 4, or chapter 66;”SECTION

95 18. Said section 3 of said chapter 19C, as so appearing, is hereby further amended by striking  
96 subsection “(h)” in its entirety.

97 SECTION 19. Said section 3 of said chapter 19C, as so appearing, is hereby further  
98 amended by renumbering subsection “(i)” to the following subsection:- (h).

99 SECTION 20. Said section 3 of said chapter 19C, as so appearing, is hereby further  
100 amended by inserting, in line 39, after the word “initial” the following words:- evaluation or.

101 SECTION 21. Said section 3 of said chapter 19C, as so appearing, is hereby further  
102 amended by striking, in lines 44 through following 48, the following sentence, “The commission  
103 shall promulgate rules and regulations establishing procedures to exclude personally identifiable  
104 information regarding the subjects of investigations and to carry out the responsibilities of this  
105 chapter in such a way as to disclose as little personally identifiable information as possible.” and  
106 inserting in place thereof the following subsection:- (i) the commission shall promulgate rules  
107 and regulations establishing procedures to exclude personally identifiable information regarding  
108 the subjects of investigations and to carry out the responsibilities of this chapter in such a way as  
109 to disclose as little personally identifiable information as possible.

110 SECTION 22. Section 4 of said chapter 19C, as so appearing, is hereby amended by  
111 striking out, in line 1, the words “disabled person” and inserting in place thereof the following  
112 words:- person with a disability, and subject to the commission’s authority to conduct its own  
113 investigation.

114 SECTION 23. Said section 4 of said chapter 19C, as so appearing, is hereby further  
115 amended by striking out subsection (b) and inserting in place thereof the following subsection:-

116 (b) refer immediately any such reports, which allege the occurrence of abuse of a person  
117 with a disability whose caretaker is a state agency, to the agency within the executive office of  
118 health and human services which has jurisdiction over the disability manifested by the person

119 with a disability. As determined and assigned by the commission, either the commission or said  
120 referral agency, subject to the oversight of the commission, shall investigate such abuse as  
121 provided in section 5. In a case where a commission investigation is being conducted, the referral  
122 agency shall take reasonable steps to avoid unnecessary, unwarranted or counterproductive  
123 duplication between an internal investigation or inquiry by the referral agency and the  
124 commission's investigation, by utilizing the commission's investigation in lieu of an internal  
125 investigation conducted by the referral agency.

126 SECTION 24. Subsection (c) of said section 4 of said chapter 19C, as so appearing, is  
127 hereby further amended by striking out the first paragraph and inserting in place thereof the  
128 following paragraph:-

129 (c) refer immediately any such reports which allege the occurrence of abuse of a person  
130 with a disability whose caretaker is not a state agency, to the agency within the executive office  
131 of health and human services which the commission determines, based on the person's disability,  
132 would most likely provide, license an entity to provide, or contract with or enter into an  
133 agreement to provide services or treatment to the person with a disability. As determined and  
134 assigned by the commission, either the commission or the referral agency, subject to the  
135 oversight of the commission, shall investigate such abuse as provided in section 5.

136 SECTION 25. Said section 4 of said chapter 19C, as so appearing, is hereby further  
137 amended by inserting, after the first paragraph of subsection (c), the following subsection:-

138 (d) refer immediately, in accordance with subsections (b) and (c), for the provision of  
139 protective services, reports which the commission determines present imminent risk of  
140 substantial harm to a person with a disability, regardless of whether any serious injury is alleged.

141 The commission may oversee the provision of protective services until such time that the  
142 commission determines the risk has been addressed.

143 SECTION 26. Said section 4 of said chapter 19C, as so appearing, is hereby further  
144 amended by striking out, in lines 35 and 36, the words “disabled person where the screener” and  
145 inserting in place thereof the following words:- person with a disability where the commission  
146 staff.

147 SECTION 27. Said section 4 of said chapter 19C, as so appearing, is hereby further  
148 amended by striking out, in line 38, the word “screener” and inserting in place thereof the  
149 following words:- commission staff.

150 SECTION 28. Said section 4 of said chapter 19C, as so appearing, is hereby further  
151 amended by striking out, in line 39 and 40, 41, and 42, the words “evaluation and investigation”  
152 and inserting in place thereof the following words:- evaluation or investigation.

153 SECTION 29. Said section 4 of said chapter 19C, as so appearing, is hereby further  
154 amended by striking out, in lines 41 through 43 the words, “shall report the results of such  
155 evaluation and investigation to the commissioners who shall,” and inserting in place thereof the  
156 following word: and.

157 SECTION 30. Said section 4 of said chapter 19C, as so appearing, is hereby further  
158 amended by inserting, in line 46, the after the word “initial” the following words:- evaluation or.

159 SECTION 31. Said section 4 of said chapter 19C, as so appearing, is hereby further  
160 amended by striking, in lines 56 and 57, the words “clients of state agencies or of contract  
161 providers” and inserting in place thereof the following words:- persons with a disability.

162 SECTION 32. Said section 4 of said chapter 19C, as so appearing, is hereby further  
163 amended by striking out, in line 58, the words “ commission’s or department’s”.

164 SECTION 33. Said section 4 of said chapter 19C, as so appearing, is hereby further  
165 amended by inserting, in line 59, after the word “investigation” the following words:-by the  
166 commission or referral agency.

167 SECTION 34. Section 5 of said chapter 19C, as so appearing, is hereby amended by  
168 striking out, in line 1, the words “disabled person” and inserting in place thereof the following  
169 words:- person with a disability.

170 SECTION 35. Said section 5 of said chapter 19C, as so appearing, is hereby further  
171 amended by inserting after the word “designated”, in line 2, the following words:- and assigned.

172 SECTION 36. Said section 5 of said chapter 19C, as so appearing, is hereby further  
173 amended by striking out, in lines 2 to 4, inclusive, the words “ , the general counsel, or a  
174 department within the executive office of health and human services”.

175 SECTION 37. Said section 5 of said chapter 19C, as so appearing, is hereby further  
176 amended by striking out, in lines 7 and 8, the words “counsel or department of mental health or  
177 department of public health” and inserting in place thereof the following words:- department of  
178 mental health, department of developmental services or the Massachusetts rehabilitation  
179 commission.

180 SECTION 38. Said section 5 of said chapter 19C, as so appearing, is hereby further  
181 amended by striking out, in line 9, the words “disabled person’s health or safety” and inserting in  
182 place thereof the following words:- health or safety of a person with a disability.

183 SECTION 39. Said section 5 of said chapter 19C, as so appearing, is hereby further  
184 amended by striking out, in line 12, the words “the disabled person’s residence and day program,  
185 if any” and inserting in place thereof the following words:- any sites relevant to the alleged  
186 abuse, which may include, but not be limited to, the residence and day program of the person  
187 with a disability.

188 SECTION 40. Said section 5 of said chapter 19C, as so appearing, is hereby further  
189 amended by striking out, in line 13, the words “disabled person” and inserting in place thereof  
190 the following words:- person with a disability.

191 SECTION 41. Said section 5 of said chapter 19C, as so appearing, is hereby further  
192 amended by striking out, in lines 17 to 19, inclusive, the words “to the general counsel and to the  
193 department of mental health and the department of public health” and inserting in place thereof  
194 the following words:- and to the department of mental health, department of developmental  
195 services or the Massachusetts rehabilitation commission, as appropriate.

196 SECTION 42. Said section 5 of said chapter 19C, as so appearing, is hereby further  
197 amended by inserting, in line 22, after the word “ten” the following words:- or the employer of  
198 said mandated reporter.

199 SECTION 43. Said section 5 of said chapter 19C, as so appearing, is hereby further  
200 amended by inserting, in line 24, after the word “agency” the following words:- it designates for  
201 investigation.

202 SECTION 44. Said section 5 of said chapter 19C, as so appearing, is hereby further  
203 amended by striking, in line 30, the word “neither” and inserting in place thereof the following  
204 word:- not.

205 SECTION 45. Said section 5 of said chapter 19C, as so appearing, is hereby further  
206 amended by striking out, in lines 31 through 33, the following words, “nor prevent the admission  
207 of such documents in any civil or disciplinary proceeding arising out of the alleged abuse or  
208 neglect of the disabled person”.

209 SECTION 46. Said section 5 of said chapter 19C, as so appearing, is hereby further  
210 amended by striking out, in lines 43 and 44, the words “the facility named in the report, if any,”  
211 and inserting in place thereof the following words:- any sites relevant to the report.

212 SECTION 47. Said section 5 of said chapter 19C, as so appearing, is hereby further  
213 amended by striking out, in line 45, the words “in the same facility”.

214 SECTION 48. Said section 5 of said chapter 19C, as so appearing, is hereby further  
215 amended by striking out, in lines 46 and 47, the words “the general counsel, the department of  
216 mental health and the department of public health” and inserting in place thereof the following  
217 words:- and to the department of mental health, department of developmental services or the  
218 Massachusetts rehabilitation commission, as appropriate,.

219 SECTION 49. Said section 5 of said chapter 19C, as so appearing, is hereby further  
220 amended by striking out, in line 50, the words “disabled person” and inserting in place thereof  
221 the following words:- person with a disability.

222 SECTION 50. Said section 5 of said chapter 19C, as so appearing, is hereby further  
223 amended by striking out, in line 52, the words “, the general counsel, the attorney general”.

224 SECTION 51. Said section 5 of said chapter 19C, as so appearing, is hereby further  
225 amended by striking out, in line 54, the word “six” and inserting in place thereof the following  
226 word:- three.

227 SECTION 52. Said section 5 of said chapter 19C, as so appearing, is hereby further  
228 amended by inserting, in line 55, after the word “ten” the following word:- business.

229 SECTION 53. Said section 5 of said chapter 19C, as so appearing, is hereby further  
230 amended by striking out, in lines 56 and 58, the word “misconduct” and inserting in place  
231 thereof, in each instance, the following word:- abuse.

232 SECTION 54. Said section 5 of said chapter 19C, as so appearing, is hereby further  
233 amended by striking out, in line 60, the words “prior to the issuance of said report”.

234 SECTION 55. Said section 5 of said chapter 19C, as so appearing, is hereby further  
235 amended by striking out, in line 61, the word “misconduct” and inserting in place thereof the  
236 following word:- abuse.

237 SECTION 56. Said section 5 of said chapter 19C, as so appearing, is hereby further  
238 amended by striking out, in line 63, the words “disabled person” and inserting in place thereof  
239 the following words:- person with a disability.

240 SECTION 57. Said section 5 of said chapter 19C, as so appearing, is hereby further  
241 amended by inserting, in line 67, after the word “contrary,” the following words:- “may refer any  
242 matters for which there is reason to believe that a violation of any statute, regulation, or rule has  
243 occurred to the appropriate agency of the commonwealth that has jurisdiction over the violation.

244 In addition, the commission, notwithstanding any provisions of chapter sixty-six A regarding  
245 personal data to the contrary,”

246 SECTION 58. Said section 5 of said chapter 19C, as so appearing, is hereby further  
247 amended by striking out, in lines 73, 75, 77 and 78, the words “disabled person” and inserting in  
248 place thereof, in each instance, the following words:- person with a disability.

249 SECTION 59. Said section 5 of said chapter 19C, as so appearing, is hereby further  
250 amended by striking out, in line 77, the word “or” as third appearing.

251 SECTION 60. Said section 5 of said chapter 19C, as so appearing, is hereby further  
252 amended by inserting, in line 79, after the word “caretaker” the following words:- ; or (d) another  
253 criminal offense has occurred which has caused harm to a person with a disability.

254 SECTION 61. Section 6 of said chapter 19C, as so appearing, is hereby amended by  
255 striking out the first paragraph and inserting in place thereof the following paragraph:-

256 The commission, acting through agencies within the executive office of health and  
257 human services designated by the commission for the purpose of providing protective services,  
258 as necessary to prevent further abuse in cases investigated pursuant to this chapter and subject to  
259 the oversight of the commission, shall:-

260 SECTION 62. Said section 6 of said chapter 19C, as so appearing, is hereby further  
261 amended by striking out, in lines 10 and 15, the words “disabled person” and inserting in place  
262 thereof, in each instance, the following words:- person with a disability.

263 SECTION 63. Section 7 of said chapter 19C, as so appearing, is hereby amended by  
264 striking out, in lines 1 and 2, the words “the general counsel, the department of mental health or

265 the department of public health,” and inserting in place thereof the following words:- the  
266 department of mental health, the department of developmental services or the Massachusetts  
267 rehabilitation commission.

268 SECTION 64. Said section 7 of said chapter 19C, as so appearing, is hereby further  
269 amended by striking out, in line 4, the words “disabled person” and inserting in place thereof the  
270 following words:- person with a disability.

271 SECTION 65. Said section 7 of said chapter 19C, as so appearing, is hereby further  
272 amended by striking out, in lines 5 and 6, the words “, counsel or department” and inserting in  
273 place thereof the following words:- or agency.

274 SECTION 66. Said section 7 of said chapter 19C, as so appearing, is hereby further  
275 amended by striking out, in lines 6 and 7, the words “disabled person” and inserting in place  
276 thereof the following words:- person with a disability.

277 SECTION 67. Said section 7 of said chapter 19C, as so appearing, is hereby further  
278 amended by striking out, in line 9, the words “, counsel or department” and inserting in place  
279 thereof the following words:- or agency.

280 SECTION 68. Said section 7 of said chapter 19C, as so appearing, is hereby further  
281 amended by striking out, in lines 12, 13, 16, 17 and 18, the words “disabled person” and  
282 inserting in place thereof, in each instance, the following words:- person with a disability.

283 SECTION 69. Said section 7 of said chapter 19C, as so appearing, is hereby further  
284 amended by inserting, in line 20, after the word “guardian” the following words:- or guardian.

285 SECTION 70. Said section 7 of said chapter 19C, as so appearing, is hereby further  
286 amended by striking out, in lines 20 and 21, and 22, the words “disabled person” and inserting in  
287 place thereof, in each instance, the following words:- person with a disability.

288 SECTION 71. Said section 7 of said chapter 19C, as so appearing, is hereby further  
289 amended by striking out, in line 29, the words “disabled person” and inserting in place thereof,  
290 the following words:- person with a disability.

291 SECTION 72. Said section 7 of said chapter 19C, as so appearing, is hereby further  
292 amended by striking out, in lines 33 and 34, the words “, counsel or department” and inserting in  
293 place thereof the following words:- or agency.

294 SECTION 73. Said section 7 of said chapter 19C, as so appearing, is hereby further  
295 amended by striking out, in line 35, the words “disabled person” and inserting in place thereof  
296 the following words:- person with a disability.

297 SECTION 74. Said section 7 of said chapter 19C, as so appearing, is hereby further  
298 amended by striking out, in line 37, the words “, counsel or department” and inserting in place  
299 thereof the following words:- or agency.

300 SECTION 75. Said section 7 of said chapter 19C, as so appearing, is hereby further  
301 amended by striking out, in lines 39 and 40, 46, 47 and 48, 59 and 61, the words “disabled  
302 person” and inserting in place thereof, in each instance, the following words:- person with a  
303 disability.

304 SECTION 76. Said section 7 of said chapter 19C, as so appearing, is hereby further  
305 amended by striking out, in line 62, the words “, counsel or department” and inserting in place  
306 thereof the following words:- or agency.

307 SECTION 77. Said section 7 of said chapter 19C, as so appearing, is hereby further  
308 amended by striking out, in lines 65, 67 and 68, the words “disabled person” and inserting in  
309 place thereof, in each instance, the following words:- person with a disability.

310 SECTION 78. Section 8 of said chapter 19C, as so appearing, is hereby amended by  
311 striking out, in the title, the words “disabled person” and inserting in place thereof the following  
312 words:- persons with a disability.

313 SECTION 79. Said section 8 of said chapter 19C, as so appearing, is hereby amended by  
314 striking out, in line 2, the words “disabled person” and inserting in place thereof the following  
315 words:- person with a disability.

316 SECTION 80. Said section 8 of said chapter 19C, as so appearing, is hereby further  
317 amended by striking out, in line 6, the words “disabled persons” and inserting in place thereof  
318 the following words:- persons with a disability.

319 SECTION 81. Section 9 of said chapter 19C, as so appearing, is hereby amended by  
320 striking out subsection (d), and inserting in place thereof the following subsection:-

321 (d) refer any matters for which there is reason to believe that abuse has occurred by a  
322 state agency or its employee, to the agency of the commonwealth contracting with or licensing  
323 such party for termination of such contract or license or for such other action as may be deemed  
324 appropriate by such agency of the commonwealth.

325 SECTION 82. Section 10 of said chapter 19C, as so appearing, is hereby amended by  
326 striking out, in lines 4 and 5, the words “and shall report in writing within forty-eight hours after  
327 such oral report”.

328 SECTION 83. Said section 10 of said chapter 19C, as so appearing, is hereby further  
329 amended by striking out, in line 7, the words “disabled person” and inserting in place thereof the  
330 following words:- person with a disability.

331 SECTION 84. Said section 10 of said chapter 19C, as so appearing, is hereby further  
332 amended by striking out, in line 10, the word “six” and inserting in place thereof the following  
333 word:- three.

334 SECTION 85. Said section 10 of said chapter 19C, as so appearing, is hereby further  
335 amended by inserting, in line 12, after the word “file” the following word:- a.

336 SECTION 86. Said section 10 of said chapter 19C, as so appearing, is hereby further  
337 amended by striking out, in lines 13 and 19, the words “disabled person” and inserting in place  
338 thereof, in each instance, the following words:- person with a disability.

339 SECTION 87. Said section 10 of said chapter 19C, as so appearing, is hereby further  
340 amended by striking, in lines 26 and 27, the words “in any civil action arising out of a report  
341 made pursuant to this chapter” and inserting in place thereof, the following words:- participation  
342 in an investigation conducted pursuant to this chapter.

343 SECTION 88. Said section 10 of said chapter 19C, as so appearing, is hereby further  
344 amended by striking out, in line 29, the words “disabled person” and inserting in place thereof,  
345 the following words:- person with a disability.

346 SECTION 89. Said section 10 of said chapter 19C, as so appearing, is hereby further  
347 amended by striking out, in lines 32 and 33, the words “oral and written reports” and inserting in  
348 place thereof, the following words:- a report.

349 SECTION 90. Section 11 of said chapter 19C, as so appearing, is hereby amended by  
350 striking out, in line 6, the words “, the general counsel or”.

351 SECTION 91. Said section 11 of said chapter 19C, as so appearing, is hereby further  
352 amended by striking out, in line 9, the words “disabled person” and inserting in place thereof the  
353 following words:- person with a disability.

354 SECTION 92. Said section 11 of said chapter 19C, as so appearing, is hereby further  
355 amended by inserting, in line 33, after the word “writing.” the following sentence:- The  
356 commission may investigate any allegation under this section pursuant to section 5 or 9.

357 SECTION 93. Section 12 of said chapter 19C, as so appearing, is hereby amended by  
358 striking out, in lines 10 and 11, the words “, in consultation with the secretary of health and  
359 human services,”.

360 SECTION 94. Said section 12 of said chapter 19C, as so appearing, is hereby further  
361 amended by striking out, in line 11, the word “formal”.

362 SECTION 95. Said section 12 of said chapter 19C, as so appearing, is hereby further  
363 amended by striking out, in lines 12 and 13, the words “, in consultation with the secretary of  
364 health and human services,”.

365 SECTION 96. Said section 12 of said chapter 19C, as so appearing, is hereby further  
366 amended by striking out, in line 13, the words “a formal” and inserting in place thereof the  
367 word:- an.

368 SECTION 97. Section 13 of said chapter 19C, as so appearing, is hereby amended by  
369 striking out, in the title, the words “disabled person” and inserting in place thereof the following  
370 words:- person with a disability.

371 SECTION 98. Said section 13 of said chapter 19C, as so appearing, is hereby further  
372 amended by striking out, in line 1, the words “disabled person” and inserting in place thereof the  
373 following words:- person with a disability.

374 SECTION 99. Said section 13 of chapter 19C, as so appearing, is hereby further amended  
375 by striking out, in line 6, the word “a” and inserting in place thereof the following word:- any.

376 SECTION 100. Said section 13 of said chapter 19C, as so appearing, is hereby further  
377 amended by striking out, in line 8, the words “disabled person” and inserting in place thereof the  
378 following words:- person with a disability.

379 SECTION 101. Section 220 of chapter 111 of the General Laws, as so appearing, is  
380 hereby amended by striking out, in lines 20 to 21, the words “disabled persons protection  
381 commission” and inserting in place thereof the following words:- commission for the protection  
382 of persons with disabilities.