

HOUSE No. 1913

By Mr. Scaccia of Boston, petition of Angelo M. Scaccia relative to the guardianship of persons with mental retardation. Human Services and Elderly Affairs.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Nine.

AN ACT REGARDING GUARDIANSHIP OF PERSONS WITH MENTAL RETARDATION.

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 11 of Chapter 123B of the General Laws, as appearing
2 in the 1986 Official Edition, is hereby amended by inserting at
3 the end thereof the following new paragraph: —

4 The superintendent may act as temporary guardian in cases in
5 which a person under the care of the department as a resident is
6 in a situation deemed a medical emergency, and where the
7 superintendent has made reasonable attempts to notify the
8 guardian, conservator and nearest living relative of said person.
9 The superintendent shall be immune from civil suit when acting
10 under the provisions of this chapter.

