

# HOUSE . . . . . No. 5166

By Mr. Flaherty of Boston, petition of Michael F. Flaherty and another for legislation to exclude health care providers from the defense of charitable immunity. The Judiciary.

## The Commonwealth of Massachusetts

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

AN ACT EXCLUDING HEALTH CARE PROVIDERS FROM THE DEFENSE OF CHARITABLE IMMUNITY.

*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 85K of chapter 231 of the General Laws is hereby  
2 amended, by adding the following: —

3 For the purposes of this section a tort committed by a health  
4 care provider shall be presumed to have been committed in the  
5 course of activities, primarily commercial in character.

REPORT OF THE COMMISSIONERS OF THE LAND OFFICE  
IN RESPONSE TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES  
ON FEBRUARY 21, 1890

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