

**HOUSE . . . . . No. 1697**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act to expedite the transfer of cases to the permit session of land court ..

*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. The fourth paragraph of section 3A of chapter 185 of the General Laws is  
2 hereby deleted in its entirety and the following substituted therefor:

3           Notwithstanding any other general or special law to the contrary, any action not  
4 commenced in the permit session, but within the jurisdiction of the permit session as provided in  
5 this section, shall be transferred to the permit session, upon the filing by any party of a notice  
6 demonstrating compliance with the jurisdictional requirements of this section filed with the court  
7 where the action was originally commenced with a copy to the permit session. Unless the court  
8 where the action was originally commenced receives notice within 10 days from the permit  
9 session that the case to be transferred does not meet the jurisdictional requirements of this  
10 section, the court shall transfer the case file to the permit session within 20 days of its receipt of  
11 the notice of transfer from the party. If a party to an action commenced in or transferred to the  
12 permit session claims a valid right to a jury trial, then the action shall be transferred to the  
13 superior court for a jury trial.