

**HOUSE . . . . . No. 3677**

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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 Clarify the Terms of Motor Vehicle Liability Bonds and Policies..

*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 34A of chapter 90 of the General Laws as appearing in the 2006 Official Editions  
2 is hereby amended by inserting in line 173, at the end of the definition of “motor vehicle liability  
3 bond,” the following sentence:-

4           In any claim for damages against the obligor under said bond shall provide a defense and  
5 such duty to defend may not be terminated without a release by the claimant.

6           SECTION 2. Said section 34A of said chapter 90, as so appearing, is hereby further  
7 amended by inserting, in line 220, at the end of the definition of “motor vehicle liability policy”  
8 the following sentence:-

9           In any claim for damages against the insured or against any person responsible for the  
10 operation of the insured’s motor vehicle, the insurer under said policy shall provide a defense,  
11 and such duty to defend and may not be terminated without release by the claimant.