

**HOUSE . . . . . No. 2140**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Garrett J. Bradley***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An act relative to personal injury protection litigation.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Garrett J. Bradley</i>	<i>3rd Plymouth</i>	<i>1/20/2011</i>

**HOUSE . . . . . No. 2140**

By Mr. Bradley of Hingham, a petition (accompanied by bill, House, No. 2140) of Garrett J. Bradley relative to personal injury protection litigation. The Judiciary.

**The Commonwealth of Massachusetts**

**In the Year Two Thousand Eleven**

An act relative to personal injury protection litigation.

*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 34M of chapter 90 of the General Laws, as appearing in the 2000  
2 Official Edition, is hereby amended by inserting after the last sentence of the fourth paragraph  
3 the following sentences:

4 If after the commencement of any such action, but before judgment, the insurer makes  
5 payment of any amount that is due and payable, the court may still assess costs and reasonable  
6 attorney's fees for the bringing and prosecuting of the action. Interest, running from the  
7 commencement of the action shall be assessed on all amounts adjudged to be due and payable in  
8 any such action, at the same rate as interest is assessed for breach of contract actions in the  
9 Commonwealth.