

**HOUSE . . . . . No. 2815**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Nick Collins*

*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 the liability standards of public employers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Nick Collins</i>	<i>4th Suffolk</i>	<i>1/21/2011</i>

**HOUSE . . . . . No. 2815**

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By Mr. Collins of Boston, a petition (accompanied by bill, House, No. 2815) of Nick Collins relative to claims against the Commonwealth regarding gross negligence. The Judiciary.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Eleven**  
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An Act relative to the liability standards of public employers.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 258 section 2 is hereby amended by adding the following paragraph at the end  
2 thereof:

3 Notwithstanding any special, general law or regulation to the contrary; in such cases  
4 where a public employee injured while in the performance of their duty, or the Executor of the  
5 estate of a public employee killed while in the performance of their duty can prove that gross  
6 negligence of their employer contributed to said injury or death, the employee, or the estate of  
7 the employee may pursue the employer in excess of one hundred thousand dollars.