SENATE . . . . . No. 2409

Senate, July 31, 2012 - Text of the Senate amendment (Senators Brownsberger, Candaras, Chandler, Clark, Ms. Creem, DiDomenico, Donoghue, Joyce, Montigny, Rosenberg, Tarr, Welch, and Wolf) to the House bill relating to comprehensive protection from childhood sexual abuse (House, No. 4329)

The Commonwealth of Massachusetts

In the Year Two Thousand Twelve

SECTION 1. Section 4 of chapter 258 of the General Laws, as appearing in the 2010 Official Edition is hereby amended by inserting after the word “section”, in line 7, the following words:- ; provided, however, that a civil action against a public employer instituted under section 4C of chapter 260 shall not require presentment of such claim, as defined in this section, within 2 years after the date upon which the action arose but shall require presentment of such claim not later than 9 months prior to filing such complaint in a court of law.

SECTION 2. Said section 4 of said chapter 258, as so appearing, is hereby further amended by inserting after the word “accrued”, in line 13, the following words:- ; provided, however, that a civil action brought under said section 4C of said chapter 260 may be filed within 27 years of the acts alleged to have caused an injury or condition or within 3 years after the date upon which such cause of action accrued, whichever is later.

SECTION 3. Section 3A of chapter 260 of the General Laws, as so appearing, is hereby amended by inserting after the word “accrues”, in line 3, the following words:- ; provided, however, that claims filed under section 4C of chapter 260 may be filed within 27 years of the acts alleged to have caused an injury or condition or within 3 years after the date upon which

16 such cause of action accrued, whichever is later; provided further, that a civil action against a
17 public employer instituted under said section 4C of said chapter 260 shall not require
18 presentment of such claim, as defined in this section, within 2 years after the date upon which the
19 action arose but shall require presentment of such claim not later than 9 months prior to filing
20 such complaint in a court of law.

21 SECTION 4. Section 4C of said chapter 260, as amended by section 19 of chapter 178 of
22 the acts of 2011, is hereby amended by striking out, in line 2, the word “three” and inserting in
23 place thereof the following figure:- 27.”