

**HOUSE . . . . . No. 2779**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Carlo Basile*

*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 insurance in the Commonwealth.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Carlo Basile</i>	<i>1st Suffolk</i>	<i>1/16/2013</i>

**HOUSE . . . . . No. 2779**

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By Mr. Basile of Boston, a petition (accompanied by bill, House, No. 2779) of Carlo Basile for legislation to require that awarding authorities bear the costs and benefits of certain insurance required for projects. State Administration and Regulatory Oversight.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act relative to insurance in the Commonwealth.

*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 6. Chapter 30 of the General Laws is hereby amended by inserting after  
2 section 39S the following section:

3 Section 39T. Notwithstanding section 8 of chapter 268A or section 44F(c) of chapter 149  
4 or section 8 of chapter 149A, any agency of the Commonwealth may, in their discretion,  
5 implement a controlled insurance program(s) (CIPs) on any single project or by pooling more  
6 than one project into a combined or rolling program, including but not limited to: (a) the division  
7 of capital asset management, (b) the department of transportation or any division or authority  
8 thereof, (c) the Massachusetts Port Authority, (d) the Massachusetts Water Resources Authority,  
9 (d) the Massachusetts State College Building Authority, (e) the University of Massachusetts  
10 Building Authority, and/or (f) the Massachusetts Convention Center Authority. For purposes of  
11 this section, controlled insurance program means that the awarding authority bears the costs and  
12 benefits of one or more of the usual categories of insurance required for such a project or  
13 projects, including but not limited to general liability, completed operations, excess umbrella,  
14 and/or workers' compensation insurance covering the awarding authority, the general contractor  
15 or construction manager at risk, the owner's project manager, and all subcontractor performing  
16 work on site.