

SENATE No. 633

The Commonwealth of Massachusetts

PRESENTED BY:

William N. Brownsberger

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 extending the statute of limitations in civil child sexual abuse cases.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>
<i>Katherine M. Clark</i>	<i>Fifth Middlesex</i>
<i>Kenneth J. Donnelly</i>	<i>Fourth Middlesex</i>
<i>Brian A. Joyce</i>	<i>Norfolk, Bristol and Plymouth</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Anthony W. Petrucci</i>	<i>First Suffolk and Middlesex</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>
<i>Daniel A. Wolf</i>	<i>Cape and Islands</i>
<i>Cheryl A. Coakley-Rivera</i>	<i>10th Hampden</i>
<i>Anne M. Gobi</i>	<i>5th Worcester</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>
<i>Geoff Diehl</i>	<i>7th Plymouth</i>

SENATE No. 633

By Mr. Brownsberger, a petition (accompanied by bill, Senate, No. 633) of William N. Brownsberger, Harriette L. Chandler, Katherine M. Clark, Kenneth J. Donnelly and other members of the General Court for legislation to extend the statute of limitations in civil child sexual abuse cases. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act extending the statute of limitations in civil child sexual abuse cases.

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 4 of chapter 258 of the General Laws, as appearing in the 2010
2 Official Edition is hereby amended by inserting after the word “section”, in line 7, the following
3 words:- “; provided, however, that a civil action against a public employer that is subject to
4 section 4C of chapter 260 shall not require presentment of such claim as defined in this section
5 within 2 years after the date upon which the action arose but shall require presentment of such
6 claim no later than 9 months prior to filing such complaint in a court of law.

7 SECTION 2. Said section 4 of chapter 258, as so appearing, is hereby further amended by
8 inserting after the word “accrued”, in line 13, the following words:- “;except for an action that is
9 subject to section 4C of chapter 260.”

10 SECTION 3. Section 3A of chapter 260 of the General Laws, as appearing in the 2010
11 Official Edition, is hereby amended by inserting after the word “accrues” in line 3 the
12 following:- “; except for an action that is subject to section 4C of chapter 260.”

13 SECTION 4. Section 4C of chapter 260 of the General Laws, as appearing in the in the
14 2010 Official Edition, is hereby amended by striking out, in line 2, the word “three” and
15 inserting in place thereof the following figure:- 37.

16 SECTION 5. Sections 1 through 4 shall apply to any action pending on or commenced
17 after the effective date, regardless of the date of the acts giving rise to the action.

18 SECTION 6. The effective date of this statute shall be July 1, 2013.