

**HOUSE . . . . . No. 3082**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***David Paul Linsky***

*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 to protect individuals from malicious prosecution.**

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>1/20/2017</i>

**HOUSE . . . . . No. 3082**

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By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 3082) of David Paul Linsky relative to protection from malicious statements made by persons reporting crimes. The Judiciary.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
\_\_\_\_\_

An Act to protect individuals from malicious prosecution.

*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 6F of Chapter 231 of the General Laws, as appearing in the 2014  
2 Official Edition, is hereby amended by inserting after the first paragraph the following new  
3 paragraph:-

4           No person shall be liable in tort for statements made to law enforcement with respect to  
5 the reporting of crime provided, however, that the immunity conferred by this section shall not  
6 apply to any statement which, when given, was made maliciously, in bad faith or with  
7 knowledge of its falsity. The plaintiff shall bear the burden of such proof by a preponderance of  
8 the evidence.