

SENATE No. 768

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 relative to governmental and charitable tort liability.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>William N. Brownsberger</i>	<i>Second Suffolk and Middlesex</i>	
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>2/3/2017</i>

SENATE No. 768

By Mr. Brownsberger, a petition (accompanied by bill, Senate, No. 768) of William N. Brownsberger and Joan B. Lovely for legislation relative to governmental and charitable tort liability. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 730 OF 2015-2016.]

The Commonwealth of Massachusetts

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

An Act relative to governmental and charitable tort liability.

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 10 (j) of Chapter 258 of the General Laws, as appearing in the 2014
2 Edition of the General Laws, is hereby amended by adding after the fourth paragraph, the
3 following paragraph:-

4 (5) any claim by or on behalf of a person who alleges that he or she was sexually abused
5 as a child, as that term is defined in section 4C of Chapter 260 of the General Laws.

6 SECTION 2. Section 85K of Chapter 231 of the General Laws, as appearing in the 2014
7 Edition of the General Laws, is hereby amended by inserting after the words "and provided
8 further, that in the context of medical malpractice claims against a nonprofit organization
9 providing health care," the following:-

- 10 or in a civil action for sexual abuse of a minor, as that term is defined in section 4C½ of
- 11 chapter 260.