

HOUSE No. 4978

The Commonwealth of Massachusetts

PRESENTED BY:

Christine P. Barber

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 address estate recovery issues due to COVID-19.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>6/17/2020</i>
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	<i>6/17/2020</i>
<i>Marcos A. Devers</i>	<i>16th Essex</i>	<i>6/17/2020</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>6/17/2020</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>6/18/2020</i>
<i>Natalie M. Blais</i>	<i>1st Franklin</i>	<i>6/19/2020</i>
<i>Jack Patrick Lewis</i>	<i>7th Middlesex</i>	<i>6/19/2020</i>
<i>Kevin G. Honan</i>	<i>17th Suffolk</i>	<i>6/19/2020</i>
<i>Mindy Domb</i>	<i>3rd Hampshire</i>	<i>6/19/2020</i>
<i>Kathleen R. LaNatra</i>	<i>12th Plymouth</i>	<i>6/19/2020</i>
<i>Joan Meschino</i>	<i>3rd Plymouth</i>	<i>6/19/2020</i>
<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>	<i>6/19/2020</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	<i>6/22/2020</i>
<i>Tami L. Gouveia</i>	<i>14th Middlesex</i>	<i>6/22/2020</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>6/22/2020</i>
<i>Mike Connolly</i>	<i>26th Middlesex</i>	<i>6/22/2020</i>
<i>Lindsay N. Sabadosa</i>	<i>1st Hampshire</i>	<i>6/23/2020</i>
<i>Michelle L. Ciccolo</i>	<i>15th Middlesex</i>	<i>6/23/2020</i>

<i>Natalie M. Higgins</i>	<i>4th Worcester</i>	<i>6/24/2020</i>
<i>Alan Silvia</i>	<i>7th Bristol</i>	<i>6/26/2020</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>	<i>6/26/2020</i>
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>	<i>6/26/2020</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>6/26/2020</i>

HOUSE No. 4978

By Ms. Barber of Somerville, a petition (subject to Joint Rule 12) of Christine P. Barber and others for legislation to address estate recovery issues due to the COVID-19 pandemic. The Judiciary.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act to address estate recovery issues due to COVID-19.

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. Notwithstanding subsection (d) of section 32 of chapter 118E of the
2 General Laws, for any petition for admission to probate of a decedent’s will or for administration
3 of a decedent’s estate filed on or after the March 10, 2020 declaration of a state of emergency by
4 the Governor, the personal representative shall have 180 days from presentment to mail notice to
5 the division pursuant to said section.

6 SECTION 2. Notwithstanding subsection (g) of section 32 of chapter 118E of the
7 General Laws, claims allowed pursuant to said section shall not bear interest during the time
8 period commencing with the March 10, 2020 declaration of emergency by the Governor and
9 ending when this section is repealed.

10 SECTION 3. Notwithstanding any other general or special law, rule, regulation or order
11 to the contrary, the division shall defer estate recovery pursuant to section 32 of chapter 118E of
12 the General Laws against real property of the estate where any person is lawfully residing

13 commencing with the March 10, 2020 declaration of emergency by the Governor and ending
14 when this section is repealed.

15 SECTION 4. Sections 1 to 3, inclusive, are hereby repealed.

16 SECTION 5. Section 4 shall take effect 180 days after termination of the March 10, 2020
17 declaration of a state of emergency by the Governor.