

**HOUSE . . . . . No. 3394**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Christopher M. Markey***

*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 the social host law.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Christopher M. Markey</i>	<i>9th Bristol</i>	<i>1/18/2019</i>

**HOUSE . . . . . No. 3394**

By Mr. Markey of Dartmouth, a petition (accompanied by bill, House, No. 3394) of Christopher M. Markey relative to furnishing alcoholic beverages to persons under twenty-one years of age. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3097 OF 2017-2018.]

**The Commonwealth of Massachusetts**

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

An Act relative to the social host law.

*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 34 of Chapter 138, as appearing in the 2016 Official Edition, is  
2 hereby amended by inserting after the word “both” in line17, the following words :-

3 and shall be liable in a civil action for all monetary damages arising out of personal  
4 injuries and deaths (including personal injury or death to the underage person to whom alcohol  
5 was illegally delivered or furnished), or property damages proximately caused by the conduct  
6 prohibited herein. In any civil action brought on the basis of this statute, the conduct of the  
7 underage person in consuming alcohol delivered to a person in violation of this statute shall not  
8 be a defense to the claim whether stated as negligence, comparative fault, intervening or  
9 superceding cause, or otherwise.

10           The amendments to this statute shall apply retroactively to all civil actions pending at the  
11 time of enactment.