

**SENATE . . . . . No. 2818**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Joanne M. Comerford***

*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:	
<i>Joanne M. Comerford</i>	<i>Hampshire, Franklin and Worcester</i>	
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	
<i>James T. Welch</i>	<i>Hampden</i>	<i>6/18/2020</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>	<i>6/18/2020</i>
<i>Diana DiZoglio</i>	<i>First Essex</i>	<i>6/18/2020</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>6/18/2020</i>
<i>Harriette L. Chandler</i>	<i>First Worcester</i>	<i>6/18/2020</i>
<i>Brendan P. Crighton</i>	<i>Third Essex</i>	<i>6/18/2020</i>
<i>Edward J. Kennedy</i>	<i>First Middlesex</i>	<i>6/19/2020</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>6/23/2020</i>

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By Ms. Comerford, a petition (accompanied by bill, Senate, No. 2818) (subject to Joint Rule 12) of Joanne M. Comerford and Christine P. Barber for legislation to address estate recovery issues due to COVID-19. The Judiciary.

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**The Commonwealth of Massachusetts**

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**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.