SENATE No. 2818

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

SENATE No. 2818

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.

The Commonwealth of Alassachusetts

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

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

the division pursuant to said section.

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Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- SECTION 1. Notwithstanding subsection (d) of section 32 of chapter 118E of the

 General Laws, for any petition for admission to probate of a decedent's will or for administration

 of a decedent's estate filed on or after the March 10, 2020 declaration of a state of emergency by

 the Governor, the personal representative shall have 180 days from presentment to mail notice to
- SECTION 2. Notwithstanding subsection (g) of section 32 of chapter 118E of the
 General Laws, claims allowed pursuant to said section shall not bear interest during the time
 period commencing with the March 10, 2020 declaration of emergency by the Governor and
 ending when this section is repealed.
 - SECTION 3. Notwithstanding any other general or special law, rule, regulation or order to the contrary, the division shall defer estate recovery pursuant to section 32 of chapter 118E of the General Laws against real property of the estate where any person is lawfully residing

- commencing with the March 10, 2020 declaration of emergency by the Governor and ending
- when this section is repealed.
- SECTION 4. Sections 1 to 3, inclusive, are hereby repealed.
- SECTION 5. Section 4 shall take effect 180 days after termination of the March 10, 2020
- declaration of a state of emergency by the Governor.