

**SENATE . . . . . No. 1101**

---

**The Commonwealth of Massachusetts**

\_\_\_\_\_

PRESENTED BY:

***Mark C. Montigny***

\_\_\_\_\_

*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 removing the charitable immunity cap.

\_\_\_\_\_

PETITION OF:

NAME:

*Mark C. Montigny*

DISTRICT/ADDRESS:

*Second Bristol and Plymouth*

**SENATE . . . . . No. 1101**

---

By Mr. Montigny, a petition (accompanied by bill, Senate, No. 1101) of Mark C. Montigny for legislation to revise the charitable immunity cap. The Judiciary.

---

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 996 OF 2019-2020.]

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the One Hundred and Ninety-Second General Court  
(2021-2022)**  
\_\_\_\_\_

An Act removing the charitable immunity cap.

*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 85K of Chapter 231 of the General Laws, as appearing in the 2020 official  
2           edition, is hereby amended by striking out the first paragraph and inserting in place thereof the  
3           following sentence:-

4           It shall not constitute a defense to any cause of action based on tort brought against a  
5           corporation, trustees of a trust, or members of an association that said corporation, trust, or  
6           association is, or at the time the cause of action arose was, a charity.