HOUSE DOCKET, NO. 3097 FILED ON: 1/21/2011

HOUSE . . . . . No. 2815

The Commonwealth of Massachusetts

PRESENTED BY:

Nick Collins

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 passage of the accompanying:

An Act relative to the liability standards of public employers .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Nick Collins	*4th Suffolk*

HOUSE DOCKET, NO. 3097 FILED ON: 1/21/2011

HOUSE . . . . . No. 2815

By Mr. Collins of Boston, a petition (accompanied by bill, House, No. 2815) of Nick Collins relative to claims against the Commonwealth regarding gross negligence. The Judiciary.

The Commonwealth of Massachusetts

An Act relative to the liability standards of public employers .

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

1 Chapter 258 section 2 is hereby amended by adding the following paragraph at the end
2 thereof:

3 Notwithstanding any special, general law or regulation to the contrary; in such cases
4 where a public employee injured while in the performance of their duty, or the Executor of the
5 estate of a public employee killed while in the performance of their duty can prove that gross
6 negligence of their employer contributed to said injury or death, the employee, or the estate of
7 the employee may pursue the employer in excess of one hundred thousand dollars.