SENATE DOCKET, NO. 1443 FILED ON: 1/21/2011

SENATE . . . . . No. 214

The Commonwealth of Massachusetts

PRESENTED BY:

Thomas M. McGee

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 projects funded by the school building authority..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Thomas M. McGee	*Third Essex and Middlesex*

SENATE DOCKET, NO. 1443 FILED ON: 1/21/2011

SENATE . . . . . No. 214

By Mr. McGee, a petition (accompanied by bill, Senate, No. 214) of Thomas M. McGee for legislation relative to projects funded by the school building authority. Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *247* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to projects funded by the school building authority..

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. Section 9 of Chapter 70B, as appearing in the 2006 Official Edition, is hereby amended by adding at the end of subsection (a), the following:- (5) the applicant shall not enter into a contract for design services unless the designer has obtained professional liability insurance covering negligent errors, omissions and acts of the designer or of an person or business entity for whose performance the designer is legally liable arising out of the performance of the contract. Notwithstanding the provisions of Chapter 7 Section 38H paragraph (f), the total amount of such insurance shall at a minimum equal fifty per cent of the project's estimated cost of construction, or such larger amounts as the board may require, for the applicable limitations. A designer required by the authority to obtain all or a portion of such insurance coverage at his own expense shall furnish a certificate of certificates of insurance coverage to the applicant prior to the award of the contract.