

**HOUSE . . . . . No. 1267**

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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 bill:

An Act relative to the liability standards of public employers .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Nick Collins</i>	<i>4th Suffolk</i>
<i>Christopher G. Fallon</i>	<i>33rd Middlesex</i>
<i>John J. Lawn, Jr.</i>	<i>10th Middlesex</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>

**HOUSE . . . . . No. 1267**

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By Mr. Collins of Boston, a petition (accompanied by bill, House, No. 1267) of Nick Collins and others relative to claims against the Commonwealth regarding gross negligence. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE

HOUSE  
 , NO. 2815 OF 2011-2012.]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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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.