

**HOUSE . . . . . No. 1306**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Jennifer M. Callahan**

*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 malpractice complaints for injuries sustained by minors.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Jennifer M. Callahan	18th Worcester
Richard J. Ross	9th Norfolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1341 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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AN ACT RELATIVE TO MALPRACTICE COMPLAINTS FOR INJURIES SUSTAINED BY  
MINORS.

*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 60D of Chapter 231 of the General Laws, as appearing in the 2004 Official Edition, is  
2 hereby amended by striking out in lines 6 to 11 the following words:— “accrues, except that a  
3 minor under the full age of six years shall have until his ninth birthday in which the action may  
4 be commenced, but in no event shall any such action be commenced more that seven years after  
5 occurrence of the act or omission which is the alleged cause of the injury upon which such  
6 action is based except where the action is based upon the leaving of a foreign object in the  
7 body.” And inserting in place thereof the following words:— is discovered