

**HOUSE . . . . . No. 1496**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***David Paul Linsky***

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*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 to protect individuals from malicious prosecution.**

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PETITION OF:

NAME:

*David Paul Linsky*

DISTRICT/ADDRESS:

*5th Middlesex*

**HOUSE . . . . . No. 1496**

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By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 1496) of David Paul Linsky relative to protection from malicious statements made by persons reporting crimes. The Judiciary.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 3082 OF 2017-2018.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninety-First General Court  
(2019-2020)**  
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An Act to protect individuals from malicious prosecution.

*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 1: Section 6F of Chapter 231 of the General Laws, as appearing in the 2014  
2 Official Edition, is hereby amended by inserting after the first paragraph the following new  
3 paragraph:-

4           No person shall be liable in tort for statements made to law enforcement with respect to  
5 the reporting of crime provided, however, that the immunity conferred by this section shall not  
6 apply to any statement which, when given, was made maliciously, in bad faith or with  
7 knowledge of its falsity. The plaintiff shall bear the burden of such proof by a preponderance of  
8 the evidence.