

**HOUSE . . . . . No. 02140**

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The Commonwealth of Massachusetts

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PRESENTED BY:

***Garrett J. Bradley***

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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 passage of the accompanying bill:

An act relative to personal injury protection litigation.

\_\_\_\_\_  
PETITION OF:

NAME:

*Garrett J. Bradley*

DISTRICT/ADDRESS:

*3rd Plymouth*

# HOUSE . . . . . No. 02140

By Mr. Bradley of Hingham, a petition (accompanied by bill, House, No. 2140) of Bradley relative to personal injury protection litigation Joint Committee on the Judiciary.

## The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An act relative to personal injury protection litigation.

*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 34M of chapter 90 of the General Laws, as appearing in the 2000 Official  
2 Edition, is hereby amended by inserting after the last sentence of the fourth paragraph the  
3 following sentences:

4 If after the commencement of any such action, but before judgment, the insurer makes payment  
5 of any amount that is due and payable, the court may still assess costs and reasonable attorney's  
6 fees for the bringing and prosecuting of the action. Interest, running from the commencement of  
7 the action shall be assessed on all amounts adjudged to be due and payable in any such action, at  
8 the same rate as interest is assessed for breach of contract actions in the Commonwealth.