

HOUSE No. 978

The Commonwealth of Massachusetts

PRESENTED BY:

William C. Galvin, (BY REQUEST)

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 requiring liability insurance for landscapers.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Philip Tortorella

HOUSE No. 978

By Mr. Galvin of Canton (by request), a petition (accompanied by bill, House, No. 978) of Philip Tortorella relative to requiring liability insurance for landscapers. Financial Services.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act requiring liability insurance for landscapers.

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. Chapter 175 of the General Laws, as appearing in the 2016 Official Edition,
2 is hereby amended by inserting after section 111H the following section:-

3 Section 111I. A landscaper engaged in the practice of landscaping commercial or
4 residential property shall secure, maintain and file with the division of insurance satisfactory
5 proof of a certificate of a liability insurance policy which shall be in a minimum amount of
6 \$250,000 in the aggregate. Every liability insurance policy shall stipulate that cancellation or
7 nonrenewal of the policy shall not be effective until at least 10 days' notice of intention to cancel
8 or not renew has been received in writing by the division of insurance.

9 A landscaper shall not perform landscaping on any commercial or residential property
10 unless such work is covered by a liability insurance policy of at least \$250,000 in the aggregate.
11 Such proof shall be deemed satisfactory as the policies carried by the company, partnership or
12 franchise for which the landscaper is a contract employee and that the landscaper is specifically

13 covered by such policy. For the purposes of this section the term “landscaper” shall mean any
14 person engaged in the full-time business of installing or maintaining the landscape of any
15 commercial or residential property.

16 The commissioner of insurance shall adopt rules and regulations designed to ensure the
17 availability of liability insurance for landscapers as required by this section.

18 SECTION 2. This act shall take effect on January 1, 2020.