

HOUSE No. 1612

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 7, 1931.

The joint committee on the Judiciary, to whom was referred so much of the annual report of the Judicial Council (Pub. Doc. No. 144) as relates to the admissibility of answers to interrogatories by persons who have subsequently died, report the accompanying bill (House, No. 1612).

For the committee,

THOMAS R. BATEMAN.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-One.

An Act relative to the Use of Interrogatories in Case of
the Death of the Deponent.

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 two hundred and thirty-three of the Gen-
2 eral Laws is hereby amended by inserting after sec-
3 tion sixty-five the following new section: —

4 *Section 65A.* If a party who has filed sworn
5 answers to interrogatories, dies, so much of such
6 answers as the court finds have been made upon the
7 personal knowledge of the deceased shall not be inad-
8 missible as hearsay or self-serving if offered in evi-
9 dence by a representative of the deceased party.

