

EXTRA SESSION.

HOUSE No. 1765

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, Oct. 29, 1931.

The joint committees on the Judiciary and Insurance, sitting jointly, to whom was referred the Governor's Address relative to the rates promulgated by the Commissioner of Insurance for compulsory automobile liability insurance (Senate, No. 562), report (in part) the accompanying bill (House, No. 1765).

For the committee,

JOHN V. MAHONEY.

The Commonwealth of Massachusetts

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

An Act providing for the Protection of the Insurer in Defaulted Cases wherein the Judgment is secured by a Motor Vehicle Liability Policy or Bond.

1 *Whereas*, The deferred operation of this act would
2 tend to defeat its purpose, therefore it is hereby de-
3 clared to be an emergency law, necessary for the
4 immediate preservation of the public safety and
5 convenience.

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 one hundred and seventy-five of the Gen-
2 eral Laws is hereby amended by inserting after section
3 one hundred and thirteen D, inserted by section four
4 of chapter three hundred and forty-six of the acts of
5 nineteen hundred and twenty-five and as amended
6 by section seven of chapter three hundred and eighty-
7 one of the acts of nineteen hundred and twenty-eight,
8 the following new section:—

9 *Section 113E.* Damages shall not be assessed,
10 except by special order of the court, in an action of
11 tort, the payment of the judgment in which is required
12 to be secured by a motor vehicle liability policy or a
13 motor vehicle liability bond, both as defined in section
14 thirty-four A of chapter ninety, wherein the defendant

15 has been defaulted for failure to enter an appearance,
16 within four days after the plaintiff has given notice
17 of such default to the company issuing or executing
18 such policy or bond, and has filed an affidavit thereof.
19 Such notice may be given by registered mail addressed
20 to the said company or its agent who issued or executed
21 such policy or bond.

In the year 1791, the British Government
was informed that the French Republic
had declared war against the British
Empire. The British Government
thereupon declared war against the
French Republic. The British Government
was determined to defend its Empire
and its interests against the French
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