

SENATE No. 360

The Commonwealth of Massachusetts

SENATE, June 28, 1934.

The joint committee on the Judiciary, to which was recommitted the petition (with accompanying bill, Senate, No. 62) of Joseph Finnegan that the law affecting the liability of a registrant of a motor vehicle involved in an accident be extended to include insurance companies in suits in equity, reports the accompanying bill (Senate, No. 360).

For the committee,

J. BRADFORD DAVIS.

The Commonwealth of Massachusetts

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

An Act creating a Presumption of Agency in Certain Proceedings in Equity to Charge Insurance Companies under Policies of Insurance against Liability for Loss or Damage growing out of Accidents involving Motor Vehicles.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Subsection ten of section three of chapter two
2 hundred and fourteen of the General Laws, as appear-
3 ing in the Tercentenary edition, is hereby amended
4 by adding at the end thereof the following new
5 sentence:—

6 In any such suit growing out of an accident or
7 collision in which a motor vehicle was involved,
8 evidence that at the time the loss or damage was
9 sustained the vehicle was registered in the name of
10 the person specified in the policy as the owner thereof
11 shall create a presumption of fact that it was then
12 being operated by and under the control of a person
13 for whose conduct such person so specified was legally
14 responsible.