

# HOUSE . . . . . No. 535

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By Mr. Weinberg of Boston, petition of Norman S. Weinberg and Arnold I. Epstein that certain hospital corporations, sanatoriums and infirmaries be made liable for the tortious acts of their employees. The Judiciary.

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## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Five.

AN ACT PROVIDING THAT CERTAIN HOSPITAL CORPORATIONS AND ORGANIZATIONS BE MADE LIABLE FOR THE TORTIOUS ACTS OF ITS EMPLOYEES.

*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 111 of the General Laws is hereby amended by in-  
2 serting after section 70D the following section:—

3 *Section 70E.* It shall not constitute a defense to, or prevent  
4 recovery in, any action of tort brought against any person own-  
5 ing or maintaining any hospital, sanatorium or infirmary that  
6 the defendant was, at the time the cause of action accrued, a  
7 charitable corporation, association or society, or that such hos-  
8 pital, sanatorium or infirmary was maintained in whole or in  
9 part for any charitable purpose. This section shall not apply  
10 to any hospital, sanatorium or infirmary owned, operated or  
11 maintained by the commonwealth or any political subdivision  
12 thereof.

