

By Mr. Businger of Brookline, petition of John A. Businger relative to extending small claims court venue in certain cases. The Judiciary.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-Six.

AN ACT EXTENDING SMALL CLAIMS COURT VENUE IN CERTAIN CASES.

*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 21 of Chapter 218 of the General Laws, as amended,  
2 is hereby further amended by striking out the third sentence and  
3 inserting in place thereof the following sentence:— Actions  
4 under this section and sections 22 to 25, inclusive, shall be  
5 brought in the judicial district where the defendant lives or has  
6 his usual place of business or employment; provided, however,  
7 that actions brought against a landlord or lessor of land or  
8 tenements rented for residential purposes, and arising out of  
9 such property or rental, may also be brought in the judicial  
10 district in which the property is located; provided further that  
11 each district court shall have civil jurisdiction of such actions  
12 commenced in such court which should have been brought in  
13 some other district court, to the extent that the court in which  
14 the action is begun may hear and may dispose of the action if  
15 the venue of same is waived or, if venue requirements are not  
16 waived, the court may, on motion of any party, order the action,  
17 with all papers relating thereto, transferred for hearing and  
18 disposition to a district court in which the action should have  
19 been commenced.

