

SENATE . . . . . No. 713

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By Mr. Parker, a petition (accompanied by bill, Senate, No. 713) of John F. Parker for legislation to require proof of gross negligence before a guest may recover from the operator of his motor vehicle. The Judiciary.

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*The Commonwealth of Massachusetts*

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

AN ACT REQUIRING PROOF OF GROSS NEGLIGENCE BEFORE A GUEST  
MAY RECOVER FROM THE OPERATOR OF HIS MOTOR VEHICLE.

*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 1. Section 85L of chapter 231 of the General Laws  
2 is hereby amended by striking out, in line 5, as appearing in  
3 section 1 of chapter 865 of the acts of 1971, the words  
4 "ordinary negligence" and inserting in place thereof the  
5 words: —  
6 gross negligence

1 SECTION 2. This act shall apply to causes of action arising  
2 on or after June 1, 1976.

By Mr. FORTSON, a petition (accompanied by bill No. 1000, No. 1001 and No. 1002) for the purpose of amending the laws relating to the operation of motor vehicles. The petitioners request that the Governor of this State be authorized to grant a general pardon to the operators of motor vehicles.

The Amendments of the Constitution

In the Year One Thousand Nine Hundred and Twenty Six

AN ACT RELATIVE TO THE OPERATION OF MOTOR VEHICLES. BEING A GENERAL PARDON TO THE OPERATORS OF 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 Section 1 Section 851 of chapter 261 of the General Laws
- 2 is hereby amended by striking out in the 5th paragraph
- 3 section 1 of chapter 851 of the act of 1917, the words
- 4 "ordinary negligence," and inserting in their stead the
- 5 words:—
- 6 "gross negligence"

7 Section 2 This act shall apply in cases of motor vehicles

8 as if enacted June 1, 1916.