

By Mr. Duffin of Lenox, petition of Dennis J. Duffin relative to increasing the tort threshold under the no-fault motor vehicle insurance law. Insurance.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Eighty-Two.

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*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 34M of chapter 90 of the General Laws,  
2 as appearing in section 4 of chapter 670 of the Acts of 1970, is  
3 hereby amended by striking out the seventh paragraph and insert-  
4 ing in place thereof the following paragraph: —

5 Amounts deducted from payment in accordance with the provi-  
6 sions of the preceding paragraph shall not have any effect upon the  
7 determination of whether or not the reasonable and necessary  
8 expenses incurred as a result of any injury exceed or do not exceed  
9 one thousand dollars, or such other amount as may be established  
10 pursuant to section six D of chapter two hundred and thirty-one,  
11 which determination may affect an injured person's rights under  
12 said section six D.

1 SECTION 2. Section 6D of chapter 231 of the General Laws, as  
2 appearing in section 5 of said chapter 670, is hereby amended by  
3 striking out, in line 10, the words "five hundred" and inserting in  
4 place thereof the words: — one thousand.

1 SECTION 3. Said section 6D is hereby further amended by  
2 adding the following paragraph: —

3 The expense threshold established in the preceding paragraph  
4 shall be applicable to calendar year 1982. Prior to the commence-  
5 ment of subsequent calendar years, the commissioner of insurance  
6 shall determine the ratio that the medical care component of the  
7 Consumer Price Index for the period most representative of the

8 cost of medical, surgical, X-ray and dental services for the then  
 9 current calendar year bears to such index for calendar year 1981.  
 10 This ratio shall then be applied to one thousand dollars and the  
 11 product shall be rounded to the nearest multiple of one hundred  
 12 dollars, which shall be the expense threshold for the subsequent  
 13 calendar year.

1 SECTION 4. This act shall take effect on January first, nine-  
 2 teen hundred and eighty-three.