

HOUSE No. 6171

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, July 26, 1990.

The committee on Bills in the Third Reading, to whom was referred the Bill allowing the city of Beverly to establish certain claim funds (House, No. 5682), reports recommending that the same be amended by the substitution of the accompanying bill (House, No. 6171).

For the committee,

DAVID B. COHEN.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT ESTABLISHING A LIABILITY INSURANCE FUND IN THE CITY OF BEVERLY.

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. Notwithstanding the provisions of any general or
2 special law to the contrary, the city of Beverly may appropriate
3 in each fiscal year an amount not exceeding one-twentieth of one
4 percent of its equalized valuation as defined in section one of
5 chapter forty-four of the General Laws to establish and maintain
6 a special fund to be known as the City of Beverly Liability
7 Insurance Fund. Any interest earned on the amount appropriated
8 to said fund shall be included to and become part of said fund.

9 The commissioners of trust funds shall be the custodian and
10 administrator of said fund.

11 Said commissioners of trust funds shall pay from the amount
12 in said fund, including the interest thereon, such amounts as the
13 mayor and board of aldermen for said city determines to be
14 necessary from time to time to settle claims against said city and
15 to cover costs of defending said city against such claims including
16 without limitation the costs of employing legal counsel, court costs
17 and filing fees. Said commissioners of trust funds shall, subject
18 to appropriation, pay from the amount in the fund, including the
19 interest thereon, such amounts as the mayor and board of
20 aldermen shall determine are necessary to effect insurance to
21 protect said city against some or all of such claims.

1 SECTION 2. Upon recommendation of the mayor and
2 approval of the board of aldermen, the fund established in sec-
3 tion one may be combined with the funds established pursuant
4 to sections thirteen and thirteen A of chapter forty of the General
5 Laws, and such resulting fund may be used for all purposes set
6 forth in said sections thirteen and thirteen A; provided, however,

7 that no monies from the combined fund shall be used to restore
8 municipal buildings damaged or destroyed by fire. Upon
9 recommendation of the mayor and approval of the board of
10 aldermen, regulations and guidelines concerning disbursement
11 from the combined fund may be established.

1 SECTION 3. This act shall take effect upon its passage.

