

By Mr. Callaghan of Pittsfield, petition of Melvin L. Harris for legislation to grant the consent of the Commonwealth to a petition by him for damages for injuries alleged to have been sustained on premises under the control of the Civil Defense Agency in the town of Lanesborough. Ways and Means (Joint).

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**The Commonwealth of Massachusetts**

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

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AN ACT GRANTING THE CONSENT OF THE COMMONWEALTH TO A  
PETITION BY MELVIN L. HARRIS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Melvin L. Harris of Pittsfield may, within six months after the  
2 effective date of this act, bring a petition against the common-  
3 wealth under the provisions of chapter two hundred and fifty-  
4 eight of the General Laws for damages for injuries alleged to have  
5 been sustained by him on or about February eighteenth, nine-  
6 teen hundred and fifty-nine on premises under the control of  
7 the civil defense agency in the town of Lanesborough. If such  
8 injuries were sustained by reason of a defect or want of repair  
9 in or upon such premises, and such injuries might have been  
10 prevented, or such defect or want of repair might have been  
11 remedied by reasonable care and diligence on the part of the  
12 commonwealth, the court shall, if the commonwealth had or, by  
13 the exercise of proper care and diligence might have had reason-  
14 able notice of the defect or want of repair, and if the conduct of  
15 said Harris would not have barred him from recovery in an  
16 action at law, find and determine his damages in an amount not  
17 to exceed five thousand dollars, and order entry of judgment  
18 therefor.

The Commission on Organization

of the Executive Branch of the Government

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