

By Mr. Murphy of Brockton, petition of the Plymouth County Bar Association and Paul Maurice Murphy for legislation to provide that notice of injuries received by reason of defects in ways caused by snow or ice may be oral or in writing. The Judiciary.

**The Commonwealth of Massachusetts**

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

AN ACT PROVIDING THAT NOTICE OF INJURIES RECEIVED BY REASON OF DEFECTS IN WAYS CAUSED BY SNOW OR ICE MAY BE ORAL OR IN WRITING.

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

1 Chapter 84 of the General Laws is hereby amended by striking  
2 out section 19, inserted by section 2 of chapter 378 of the acts  
3 of 1965, and inserting in place thereof the following section: —  
4 *Section 19.* Such notice shall be given in writing by the  
5 person injured or by someone in his behalf, and may be  
6 given, in the case of a county, to one of the county com-  
7 missioners or the county treasurer; in the case of a city, to  
8 the mayor, the city clerk or treasurer; in the case of a town, to  
9 one of the selectmen or to the town clerk or treasurer. If the  
10 person injured dies within the time required for giving the notice,  
11 his executor or administrator may give such notice within sixty  
12 days after his appointment. If by reason of physical or mental  
13 incapacity it is impossible for the person injured to give notice  
14 within the time required, he may give it within thirty days after  
15 such incapacity has been removed, and if he dies within said  
16 thirty days his executor or administrator may give the notice  
17 within thirty days after his appointment. Notice which contains  
18 the information that the person was so injured giving the name  
19 and place of residence of the person injured and the time, place  
20 and cause of the injury or damage, shall be considered a  
21 sufficient notice.

