

Substituted by the House, on motion of Mr. Buglione of Methuen, for a bill with the same title (House, No. 1927). June 10.

The Commonwealth of Massachusetts

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

AN ACT TO INDEMNIFY TRUSTEES OF PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE COMMONWEALTH.

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 30 of the General Laws is hereby amended by
2 inserting after section 62 the following section: —

3 *Section 63.* The commonwealth shall indemnify a trustee of
4 a public institution of higher education in the commonwealth
5 against loss by reason of the liability to pay damages to a party
6 for any claim arising out of any official judgment, decision, or
7 conduct of said trustee, provided that said trustee has acted in
8 good faith, without malice, and without corruption; provided,
9 that the defense or settlement of such claim shall have been made
10 by the attorney general or his designee or by an attorney
11 employed by the governing board of said institution of higher
12 learning. If a final judgment or decree is entered in favor of a party
13 other than said trustee, the clerk of the court where such
14 judgment or decree is entered shall, within twenty-one days after
15 the final disposition of the claim, provide said trustee with a
16 certified copy of such judgment, entry of decree, showing
17 the amount due from said trustee, who shall transmit the same to
18 the comptroller who shall forthwith notify the governor; and the
19 governor shall draw his warrant for such amount on the state
20 treasurer, who shall pay the same from any appropriation made
21 for the purpose by the general court.

