

[Similar Matter Filed During Past Session —
See Senate No. 1177 of 1984.]

SENATE No. 705

By Mr. Webber, a petition (accompanied by bill, Senate, No. 705) of Peter C. Webber and Robert C. Buell for legislation to encourage industrial development in the Commonwealth. The Judiciary.

The Commonwealth of Massachusetts

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

**AN ACT ENCOURAGING INDUSTRIAL DEVELOPMENT 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 Section 2A of chapter two hundred and sixty of the General
2 Laws, as most recently amended by chapter seven hundred
3 and seventy-seven of the acts of nineteen hundred and seventy-
4 three, is hereby further amended by adding the following
5 paragraph: —

6 Notwithstanding the foregoing, any action to recover
7 damages to the person or to real or personal property caused
8 by any product in a defective condition, whether based upon
9 negligence, implied warranty, or strict liability in tort must
10 be commenced within ten years after the date the product was
11 first purchased for use or consumption.

12 For purposes of this section, a product shall be first purchas-
13 ed for use or consumption on the date upon which such pro-
14 duct is sold to its initial user or consumer. If the product is
15 intended to be the subject of a lease or bailment, the product
16 shall be deemed to have been first purchased for use or con-
17 sumption on the date upon which such product is sold to the
18 initial lessor or bailor.

