

SENATE No. 1073

By Ms. Buckley, a petition (accompanied by bill, Senate, No. 1073) of Anna P. Buckley for legislation to amend the institution of claims against the Commonwealth. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT AMENDING THE INSTITUTION OF CLAIMS AGAINST 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 18 of Chapter 84 as created by Section 1 of Chapter
- 2 163 of the Acts of 1979 is hereby amended by deleting the last
- 3 sentence and inserting in its place the following sentence: —
- 4 “Failure to give such notice for such injury or damage sus-
- 5 tained by reason of snow or ice, or defect or want of repair
- 6 shall not be a defense under this section unless the defendant
- 7 proves that he was prejudiced thereby.”

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