

# HOUSE . . . . . No. 4510

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By Mr. Fitzgerald of Boston, petition of Kevin W. Fitzgerald and Marc D. Draisen for legislation to promote competition among insurance companies by repealing the anti-trust exemption. Insurance.

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## **The Commonwealth of Massachusetts**

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

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AN ACT TO PROMOTE COMPETITION AMONG INSURANCE COMPANIES BY REPEALING THE ANTI-TRUST EXEMPTION.

*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 7 of Chapter 93 is hereby amended by adding the  
2 following sentence to the end thereof: — Notwithstanding any of  
3 the foregoing, provided, however, that provisions of this Act shall  
4 apply to the business of insurance in the same manner as they  
5 apply to any other activity in trade of commerce. Provided,  
6 however, that nothing in this Act shall be construed to prohibit  
7 (a) any agreement to collect, compile and disseminate historical  
8 data on paid claims or reserves for reported claims, provided such  
9 data is contemporaneously transmitted to the Commissioner of  
10 Insurance, or (b) participation in any joint arrangement estab-  
11 lished by statute or the Commissioner of Insurance to assure the  
12 availability or affordability of insurance.

