

# HOUSE . . . . . No. 1083

By Mr. Flanagan of Malden, petition of the Massachusetts State Employees Association relative to the liability of state officers and employees for acts committed within the scope of their employment. Public Service.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Nine.

AN ACT RELATIVE TO THE LIABILITY OF STATE OFFICERS AND EMPLOYEES FOR ACTS COMMITTED WITHIN THE SCOPE OF THEIR EMPLOYMENT.

*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 3B of chapter 12 of the General Laws is hereby  
2 amended by inserting after paragraph 1 of said section 3B the  
3 following new paragraph:—

4 The provisions of the preceding paragraph shall apply to any  
5 action for damages against any officer or employee of the com-  
6 monwealth where the liability of said officer or employee is  
7 alleged to rest upon any act of said officer or employee per-  
8 formed within the scope of his official duties; provided, that  
9 said act was not malicious.

