

Substituted by the House, on motion of Mr. Brownell of Quincy, for a bill with the same title (House, No. 2683). May 18.

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**The Commonwealth of Massachusetts**

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

**AN ACT REQUIRING INSURERS TO PROVIDE COPIES OF MEDICAL INFORMATION USED BY THE INSURER TO DENY LIABILITY TO THE POLICY HOLDER IN ACCIDENT AND HEALTH POLICIES.**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Paragraph (a) of subdivision 2 of section 108 of chapter 175 of  
2 the General Laws is hereby amended by inserting after provision  
3 (2), as appearing in section 1 of chapter 275 of the acts of 1954,  
4 the following provision: —

5 (2A) It provides that if the insurer denies liability and refuses  
6 to make payment for the reason that there was a pre-existing  
7 condition, illness or injury as provided in the policy, the insurer  
8 shall provide documented proof of such pre-existing condition,  
9 illness or injury in all cases except those of a confidential nature,  
10 which proof shall accompany the denial of liability.

REPORT OF THE

COMMISSIONERS OF THE GENERAL LAND OFFICE

IN RESPONSE TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

ON FEBRUARY 28, 1890

AND

IN ANSWER TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

ON MARCH 1, 1890

AND

IN ANSWER TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

ON MARCH 2, 1890

AND

IN ANSWER TO A RESOLUTION PASSED BY THE HOUSE OF REPRESENTATIVES

ON MARCH 3, 1890

AND