

HOUSE No. 1725

By Mr. Piro of Somerville, petition of the State Police Association of Massachusetts and Vincent J. Piro relative to indemnification of public employees. Public Service.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO INDEMNIFICATION OF PUBLIC EMPLOYEES.

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 9 of chapter 258 of the General Laws, as appearing in
2 section 15 of chapter 512 of the acts of 1978, is hereby amended by
3 striking out said section 9 and inserting in place thereof the follow-
4 ing section: —

5 *Section 9.* Public employers shall indemnify public employees
6 from personal financial loss and expenses, including legal fees and
7 costs, if any, in an amount not to exceed one million dollars arising
8 out of any claim, action, award, compromise, settlement or judg-
9 ment by reason of an intentional tort, or by reason of any act or
10 omission which constitutes a violation of the civil rights of any
11 person under any federal or state law; if such employee or official at
12 the time of such intentional tort or such act or omission was acting
13 within the scope of his official duties or employment. No such
14 employee or official shall be indemnified under this section for
15 violation of any such civil rights if he acted in a willful or malicious
16 manner.

