

**Chap. 691.** AN ACT REQUIRING SCHOOL COMMITTEES TO INDEMNIFY CERTAIN SCHOOL PERSONNEL OTHER THAN TEACHERS FOR EXPENSES OR DAMAGES SUSTAINED BY REASON OF CERTAIN ACTIONS OR CLAIMS INCLUDING CIVIL SERVICE EMPLOYEES.

*Be it enacted, etc., as follows:*

Chapter 41 of the General Laws is hereby amended by striking out section 100C, as most recently amended by chapter 143 of the acts of 1968, and inserting in place thereof the following section: —

*Section 100C.* In addition to the indemnification provided in section one hundred A, a city, town or regional school district, acting by its school committee, shall, out of any funds appropriated for the purpose of this section which appropriation shall be made in the same manner as appropriations for general school purposes, indemnify any person in the employ of its school department in a capacity requiring certification under the provisions of section thirty-eight G of chapter seventy-one, instructional and administrative aides as referred to in section thirty-eight of chapter seventy-one, its civil service employees and all other employees of the school committee for expenses or damages sustained by him by reason of an action or claim against him arising out of his negligence or other act of his resulting in accidental bodily injury to or the death of any person or in accidental damage to or destruction of property, while acting in such capacity, and may, out of any funds so appropriated, indemnify such person in its employ for expenses or damages sustained by him by reason of an action or claim against him arising out of any other acts done by him while acting in such capacity; provided, in either case, that after investigation it shall appear to the school committee that such person was at the time the cause of action or claim arose acting within the scope of his employment; and provided, further, that the defence or settlement of any action or claim for which indemnification is sought under this section shall have been made by the city solicitor, town counsel or legal counsel for the district upon request of the school committee, or, if the town has no town counsel or the district has no legal counsel, by an attorney employed for the purpose by the school committee, or, if such solicitor or counsel upon such request or such attorney upon such employment fails or refuses to defend such action or claim, by an attorney employed by such person.

*Approved August 13, 1969.*

**Chap. 692.** AN ACT RELATIVE TO FINDINGS OF FACT AND REPORTS FROM THE APPELLATE TAX BOARD.

*Be it enacted, etc., as follows:*

Section 13 of chapter 58A of the General Laws is hereby amended by inserting after the third sentence the following sentence: — If no party requests such findings and report, all parties shall be deemed to have waived all rights of appeal to the supreme judicial court upon questions as to the admission or exclusion of evidence, or as to whether a finding was warranted by the evidence.

*Approved August 13, 1969.*