

HOUSE No. 5373

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 11, 1969.

The committee on Bills in the Third Reading, to whom was referred the Bill providing that the failure to return certain leased property shall create a presumption that the lessee has converted said property to his own use (House, No. 5346), report recommending that the same be amended by the substitution of the accompanying bill (House, No. 5373).

For the committee,

BARRY T. HANNON.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING THAT THE FAILURE TO RETURN CERTAIN LEASED PROPERTY SHALL CREATE A PRESUMPTION THAT THE LESSEE HAS CONVERTED SAID PROPERTY TO HIS OWN USE.

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

- 1 Chapter 231 of the General Laws is hereby amended by
- 2 inserting after section 85F the following section:—
- 3 *Section 85G.* In any civil action for damages, failure to
- 4 return any personal property acquired by a person under a
- 5 lease or contract of hire or rental, other than a hired horse,
- 6 carriage or other vehicle to which the provisions of section
- 7 sixty-four of chapter two hundred and sixty-six apply, within
- 8 thirty days after notice in writing of the termination of such
- 9 lease or contract shall create a presumption that said person
- 10 converted such property to his own use. Said notice of
- 11 termination shall be delivered in hand by a sheriff or con-
- 12 stable to the person who hired or rented such personal
- 13 property as shown in the lease or contract of hire or rental, or
- 14 shall be sent to him by registered mail, return receipt
- 15 requested, with delivery restricted to the addressee only.