

HOUSE No. 557

By Mr. Margolis of Chelsea, petition of Joseph Margolis and Joseph A. Melley that the Board of Appeal on Motor Vehicle Liability Policies and Bonds be authorized to assess costs in certain instances. Insurance.

The Commonwealth of Massachusetts

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

AN ACT CONFERRING UPON THE BOARD OF APPEAL ON MOTOR VEHICLE LIABILITY POLICIES AND BONDS, SO CALLED, THE RIGHT AND POWER TO ASSESS COSTS IN CERTAIN CASES.

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 1. Section one hundred and thirteen of
2 chapter one hundred and seventy-five of the General
3 Laws is hereby amended by adding the following
4 new section, to be known as section one hundred and
5 thirteen E:—

6 *Section 113E.* The board of appeal on motor
7 vehicle liability policies and bonds, so called, may,
8 at its discretion, in certain cases, upon motion of the
9 assured or of some one acting for or in his behalf,
10 assess costs as against the insurer which issued, or
11 caused to be instituted, the proceedings to bring

12 about the cancellation of a motor vehicle liability
13 policy or bond.

14 For the purposes of this section, costs shall consist
15 of travel expenses to and from the place of hearing,
16 and such financial loss in the nature of loss of wages
17 or loss of time ordinarily applied to one's business or
18 occupation, as the board shall determine to be a fair
19 award to the insured as compensation for financial
20 loss incurred by reason of and arising out of attendance
21 at the hearing.