

# HOUSE . . . . . No. 1757

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By Mr. Murphy of Brockton, petition of Bernard Cohen and Paul Maurice Murphy that passengers injured in motor vehicle accidents be permitted to recover damages on proof of ordinary neglect on the part of the operator. The Judiciary.

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## The Commonwealth of Massachusetts

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

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AN ACT PERMITTING A PERSON INJURED IN A MOTOR VEHICLE ACCIDENT WHILE A PASSENGER TO RECOVER DAMAGES UPON PROOF OF ORDINARY NEGLIGENCE OF THE OPERATOR.

*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 in-  
2 serting after section 85E, as added by chapter 300 of the acts of  
3 1959, the following new section:—

4 *Section 85F.* In all actions to recover damages for personal  
5 injury or damage to property resulting from an accident involv-  
6 ing a motor vehicle wherein the plaintiff was a passenger, the  
7 plaintiff shall be permitted to recover upon proof of acts or  
8 omissions of the operator which constitute ordinary negligence.

