HOUSE DOCKET, NO. FILED ON: 1/14/2009

**HOUSE . . . . . . . . . . . . . . No.**

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The Commonwealth of Massachusetts

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PRESENTED BY:

**Garrett J. Bradley**

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*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General
 Court assembled:*

 The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act to Clarify the Terms of Motor Vehicle Liability Bonds and Policies.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

PETITION OF:

|  |  |
| --- | --- |
| Name: | District/Address: |
| Garrett J. Bradley | 3rd Plymouth |

The Commonwealth of Massachusetts

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**In the Year Two Thousand and Nine**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

An Act to Clarify the Terms of Motor Vehicle Liability Bonds and Policies.

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

Section 34A of chapter 90 of the General Laws as appearing in the 2006 Official Editions is hereby amended by inserting in line 173, at the end of the definition of “motor vehicle liability bond,” the following sentence:-

In any claim for damages against the obligor under said bond shall provide a defense and such duty to defend may not be terminated without a release by the claimant.

SECTION 2. Said section 34A of said chapter 90, as so appearing, is hereby further amended by inserting, in line 220, at the end of the definition of “motor vehicle liability policy” the following sentence:-

In any claim for damages against the insured or against any person responsible for the operation of the insured’s motor vehicle, the insurer under said policy shall provide a defense, and such duty to defend and may not be terminated without release by the claimant.