

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Garrett J. Bradley

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:

Garrett J. Bradley

DISTRICT/ADDRESS:

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:

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

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

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

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