

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

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Eugene L. O'Flaherty**

*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 providing for the equitable apportionment of certain liens.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Eugene L. O'Flaherty	2nd Suffolk

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1651 OF .]

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**

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**AN ACT PROVIDING FOR THE EQUITABLE APPORTIONMENT OF CERTAIN LIENS..**

*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 70A of chapter 111 of the General Laws, as appearing in the 2006 Official  
2                   Edition, is hereby amended by inserting after the first sentence the following sentence:-

3                   The expense of any attorney's fees and costs incurred in enforcing the liability of  
4                   the tortfeasor and in obtaining such judgment, compromise or settlement shall be divided  
5                   between the health maintenance organization, or hospital, medical or dental service  
6                   corporation and the injured person in proportion to the amounts received by them from  
7                   any such judgment, settlement or compromise.

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