

HOUSE No. 8

Accompanying the fourth recommendation of the Board of Education (House, No. 4). The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO PRIVATE OCCUPATIONAL SCHOOLS.

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 four of chapter 75C of the General Laws,
2 as appearing in the 2004 Official Edition, is hereby amended by
3 striking out the first sentence of the fourth paragraph and inserting
4 in place thereof the following sentence:—

5 Each such indemnification shall be conditioned to provide that
6 the obligor shall satisfy all valid claims, as determined by the
7 commissioner, to recover damages sustained by students resulting
8 from a breach of contract; provided, however that the aggregate
9 liability of the person providing indemnification for all breaches
10 of the conditions of the indemnification shall in no event, exceed
11 the sum of such indemnification.

1 SECTION 2. Section fourteen of chapter 75D of the General
2 Laws, as appearing in the 2004 Official Edition, is hereby
3 amended by striking out the first sentence of the fourth paragraph
4 and inserting in place thereof the following sentence:—

5 Each such indemnification shall be conditioned to provide that
6 the obligor shall satisfy all valid claims, as determined by the
7 commissioner, to recover damages sustained by students resulting
8 from a breach of contract; provided, however that the aggregate
9 liability of the person providing indemnification for all breaches
10 of the conditions of the indemnification shall in no event, exceed
11 the sum of such indemnification.

1 SECTION 3. Section twenty-one F of chapter 93 of the
2 General Laws, as appearing in the 2004 Official Edition, is hereby
3 amended by striking out the first sentence of the fourth paragraph
4 and inserting in place thereof the following sentence:—
5 Each such indemnification shall be conditioned to provide that
6 the obligor shall satisfy all valid claims, as determined by the
7 commissioner, to recover damages sustained by students resulting
8 from a breach of contract; provided, however that the aggregate
9 liability of the person providing indemnification for all breaches
10 of the conditions of the indemnification shall in no event, exceed
11 the sum of such indemnification.