

HOUSE No. 1331

By Mr. Bradley of Hingham, petition of Garrett J. Bradley relative to actions for assault and battery alleging a defendant sexually abused a minor. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO ACTIONS FOR ASSAULT AND BATTERY ALLEGING A DEFENDANT SEXUALLY ABUSED A MINOR.

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 4C of Chapter 260 of the General Laws, as
2 appearing in the 2004 Official Edition, shall be amended by substi-
3 tuting for the first paragraph thereof the following section:—

4 Section 4C. Any actions for assault and battery alleging the
5 defendant sexually abused a minor, or for negligence alleging that
6 the defendant negligently supervised a third person who sexually
7 abused a minor, or that the defendant's conduct caused or con-
8 tributed to the sexual abuse of a minor by a third person, may be
9 commenced at any time after the acts alleged to have caused an
10 injury or condition.

1 SECTION 2. The provisions of Section 1 shall apply to all claims
2 under Section 4C of Chapter 260 which have accrued, and to all
3 actions which are pending, on the date upon which it becomes effec-
4 tive.

1 SECTION 3. The provisions of Section 1 shall be deemed to be
2 retroactive to the fullest extent permitted under the Constitution of
3 the United States and the Declaration of Rights of the Common-
4 wealth of Massachusetts.