

**SENATE . . . . . No. 1346**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Michael O. Moore***

*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 adoption of the accompanying bill:

An Act relative to reasonable notice and cure standards to protect small businesses.

PETITION OF:

NAME:

*Michael O. Moore*

DISTRICT/ADDRESS:

*Second Worcester*

**SENATE . . . . . No. 1346**

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By Mr. Moore, a petition (accompanied by bill, Senate, No. 1346) of Michael O. Moore for legislation relative to reasonable notice and cure standards to protect small businesses. Public Safety and Homeland Security.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
\_\_\_\_\_

An Act relative to reasonable notice and cure standards to protect small businesses.

*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 22 of chapter 22 of the General Laws, as appearing in the 2014  
2 Official Edition is hereby amended by adding at the end thereof the following new paragraph:-  
3           "No persons shall commence a civil action based on the failure to remove an architectural  
4 barrier to access into an existing public accommodation unless: (1) the aggrieved person has  
5 provided to the owners or operators a written notice specific enough to identify the barrier, and  
6 (2) that person has provided to the owner or operator of the accommodation a written notice  
7 specific enough to allow such owner or operator to identify the barrier; and during the period  
8 beginning on the date the notice is received and ending 60 days after that date, the owner or  
9 operator fails to provide to that person a written description outlining improvements that will be  
10 made to remove the barrier; or if the owner or operator provides the written description, the  
11 owner or operator fails to remove the barrier or to make substantial progress in removing the

- 12 barrier during the period beginning on the date the description is provided and ending 120 days
- 13 after that date."