HOUSE DOCKET, NO. 2271 FILED ON: 1/20/2011

HOUSE . . . . . No. 2299

The Commonwealth of Massachusetts

PRESENTED BY:

Bradley H. Jones, Jr. and Viriato Manuel deMacedo

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:

An Act relative to fairness in workers' compensation benefits.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Bradley H. Jones, Jr.	*20th Middlesex*
Viriato Manuel deMacedo	*1st Plymouth*
Marc T. Lombardo	*22nd Middlesex*
Donald F. Humason, Jr.	*4th Hampden*
Angelo L. D'Emilia	*8th Plymouth*
Geoff Diehl	*7th Plymouth*
Randy Hunt	*5th Barnstable*
F. Jay Barrows	*1st Bristol*
Shaunna O'Connell	*3rd Bristol*
Susan Williams Gifford	*2nd Plymouth*
Daniel K. Webster	*6th Plymouth*
Donald H. Wong	*9th Essex*
Todd M. Smola	*1st Hampden*
Kevin J. Kuros	*8th Worcester*
Ryan C. Fattman	*18th Worcester*
Sheila C. Harrington	*1st Middlesex*
Matthew A. Beaton	*11th Worcester*
Kimberly N. Ferguson	*1st Worcester*

Nicholas A. Boldyga	*3rd Hampden*
David T. Vieira	*3rd Barnstable*
Paul K. Frost	*7th Worcester*
Steven S. Howitt	*4th Bristol*
Bruce E. Tarr	☐ *[District]* ☐
George T. Ross	*2nd Bristol*
George N. Peterson, Jr.	*9th Worcester*
Bradford Hill	*4th Essex*
Elizabeth A. Poirier	*14th Bristol*

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By Messrs. Jones of North Reading and deMacedo, a petition (accompanied by bill, House, No. 2299) of Bradley H. Jones, Jr., Viriato Manuel deMacedo and others that employees injured due to willful misconduct be prohibited from receiving any portion of compensation benefits. Labor and Workforce Development.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
HOUSE
, NO. *1811* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to fairness in workers' compensation benefits.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 152 of the General Laws, as appearing in the 2008 Official Edition, is hereby amended by striking out section 27 in its entirety and inserting in place thereof the following:

"Section 27. If the employee is injured by reason of his serious willful misconduct, including intoxication or unlawful use of a controlled substance, as defined in section 1 of chapter 94C, he shall not receive any portion of the compensation benefit; provided, that this provision shall not bar compensation or benefits to his or her dependents if the injury results in death.".