

**HOUSE . . . . . No. 3934**

---

---

**The Commonwealth of Massachusetts**

\_\_\_\_\_  
**In the Year Two Thousand Nine**  
\_\_\_\_\_

An Act relative to disability retirement..

*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. Subsection (1) of section 7 of chapter 32 of the General Laws, as appearing  
2 in the 2006 Official Edition is hereby amended by adding the following paragraph:-

3           No physical, mental or emotional disability arising principally out of a bona fide  
4 personnel action including transfer, promotion, demotion, termination or disciplinary action not  
5 involving the preceding, except such an action which is the intentional infliction of emotional  
6 harm, shall be deemed to be a personal injury sustained or a hazard undergone as a result of, and  
7 while in the performance of, his duties within the meaning of the section.