HOUSE DOCKET, NO. 1772 FILED ON: 1/20/2011

HOUSE . . . . . No. 1642

The Commonwealth of Massachusetts

PRESENTED BY:

Joyce A. Spiliotis

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 defining certain disabilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Joyce A. Spiliotis	*12th Essex*
James J. Dwyer	*30th Middlesex*

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HOUSE . . . . . No. 1642

By Ms. Spiliotis of Peabody, a petition (accompanied by bill, House, No. 1642) of Joyce A. Spiliotis and James J. Dwyer relative to the disability retirement law for public employees. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *3739* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to defining certain disabilities.

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 32 of the General Laws, as appearing in the 2008 Official Edition is amended by adding the following: — Section 94C. Notwithstanding the provisions of any general or special law to the contrary affecting the non-contributory or contributory retirement system, any condition or impairment of health caused by any disease of the lungs or respiratory tract, resulting in total disability or death of a member of such system whose impairment was caused by negative environmental factors in the workplace and which occurred subsequent to employment in such workplace shall be presumed to have been suffered in the performance of the job unless the contrary be shown by competent evidence.