

**HOUSE . . . . . No. 1017**

**The Commonwealth of Massachusetts**

PRESENTED BY:

***Bradley H. Jones, Jr.***

*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 fairness in workers' compensation benefits.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	<i>1/19/2017</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>11/1/2017</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>11/1/2017</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>2/3/2017</i>
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	<i>11/1/2017</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>11/1/2017</i>
<i>David T. Vieira</i>	<i>3rd Barnstable</i>	<i>11/1/2017</i>
<i>Sheila C. Harrington</i>	<i>1st Middlesex</i>	<i>11/1/2017</i>
<i>Donald H. Wong</i>	<i>9th Essex</i>	<i>11/1/2017</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>11/1/2017</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	<i>11/1/2017</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>11/1/2017</i>
<i>Randy Hunt</i>	<i>5th Barnstable</i>	<i>11/1/2017</i>
<i>Nicholas A. Boldyga</i>	<i>3rd Hampden</i>	<i>11/1/2017</i>
<i>David K. Muradian, Jr.</i>	<i>9th Worcester</i>	<i>11/1/2017</i>
<i>Kevin J. Kuros</i>	<i>8th Worcester</i>	<i>11/1/2017</i>

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By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 1017) of Bradley H. Jones, Jr., and others that employees injured due to willful misconduct be prohibited from receiving any portion of compensation benefits. Labor and Workforce Development.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1726 OF 2015-2016.]

**The Commonwealth of Massachusetts**

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

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:*

1           SECTION 1. Chapter 152 of the General Laws, as appearing in the 2014 Official Edition,  
2 is hereby amended by striking out section 27 in its entirety and inserting in place thereof the  
3 following:

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