

HOUSE No. 1644

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>1/16/2019</i>
<i>Bradford Hill</i>	<i>4th Essex</i>	<i>1/24/2019</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>	<i>1/17/2019</i>
<i>Susan Williams Gifford</i>	<i>2nd Plymouth</i>	<i>1/17/2019</i>
<i>Paul K. Frost</i>	<i>7th Worcester</i>	<i>1/30/2019</i>
<i>Todd M. Smola</i>	<i>1st Hampden</i>	<i>1/31/2019</i>
<i>Randy Hunt</i>	<i>5th Barnstable</i>	<i>1/28/2019</i>
<i>Norman J. Orrall</i>	<i>12th Bristol</i>	<i>1/30/2019</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>	<i>1/30/2019</i>
<i>Mathew J. Muratore</i>	<i>1st Plymouth</i>	<i>1/30/2019</i>
<i>Hannah Kane</i>	<i>11th Worcester</i>	<i>2/1/2019</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>	<i>2/1/2019</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>2/1/2019</i>

HOUSE No. 1644

By Mr. Jones of North Reading, a petition (accompanied by bill, House, No. 1644) of Bradley H. Jones, Jr. and others for legislation to include intoxication and unlawful use of controlled substances as willful misconduct by employees applying for workers' compensation benefits. Labor and Workforce Development.

**In the One Hundred and Ninety-First General Court
(2019-2020)**

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 2016 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.”