

# HOUSE . . . . . No. 5054

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## The Commonwealth of Massachusetts

PRESENTED BY:

***Thomas P. Walsh and Joan B. Lovely***

*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 the maintenance of pre-employment physical examination records for public safety personnel in the city of Peabody.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Thomas P. Walsh</i>	<i>12th Essex</i>	<i>1/28/2026</i>

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By Representative Walsh of Peabody and Senator Lovely, a joint petition (accompanied by bill, House, No. 5054) of Thomas P. Walsh (with the approval of the mayor and city council) relative to the maintenance of pre-employment physical examination records for public safety personnel in the city of Peabody. Public Service. [Local Approval Received.]

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## The Commonwealth of Massachusetts

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In the One Hundred and Ninety-Fourth General Court  
(2025-2026)  
\_\_\_\_\_

An Act relative to the maintenance of pre-employment physical examination records for public safety personnel in the city of Peabody.

*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: Notwithstanding any general or special law to the contrary, the City of  
2           Peabody Retirement Board shall apply the presumptions afforded by Section 94, 94A and 94B of  
3           Chapter 32 of General Laws, as follows to certain public safety personnel in the City of Peabody  
4           who apply for Accidental Disability Retirement pursuant to Section 7 of said Chapter 32.

5           SECTION 2. If the member's employer cannot locate or otherwise failed to maintain a  
6           complete record of the member's physical examination into service, the member or employer  
7           may submit an Affidavit attesting that the member did undergo an examination and that the  
8           examination failed to reveal any evidence of the disabling condition for which the member is  
9           seeking Accidental Disability Retirement. This Affidavit shall constitute substantial evidence  
10          that the member successfully underwent a pre-employment physical examination as required by  
11          Sections 94, 94A and 94B.