

**HOUSE . . . . . No. 1811**

**The Commonwealth of Massachusetts**

PRESENTED BY:

**Bradley H. Jones, Jr., George N. Peterson, 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 passage of the accompanying bill:

An Act relative to fairness in workers' compensation benefits.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Viriato Manuel deMacedo	1st Plymouth
Bradley H. Jones, Jr.	20th Middlesex
George N. Peterson, Jr.	9th Worcester
Elizabeth Poirier	14th Bristol
F. Jay Barrows	1st Bristol
Paul K. Frost	7th Worcester
Susan Williams Gifford	2nd Plymouth
Bradford R. Hill	4th Essex
Richard J. Ross	9th Norfolk
Todd M. Smola	1st Hampden

[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE HOUSE, NO. 1796 OF 2007-2008.]

## The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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### 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 2006 Official Edition, is
- 2 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, including
- 5 intoxication or unlawful use of a controlled substance, as defined in section 1 of chapter 94C, he
- 6 shall not receive any portion of the compensation benefit; provided, that this provision shall not
- 7 bar compensation or benefits to his or her dependents if the injury results in death.