

**SENATE . . . . . No. 1490**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*James T. Welch*

*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 impairment of health caused by infectious disease.

PETITION OF:

NAME:

*James T. Welch*

DISTRICT/ADDRESS:

*Hampden*

**SENATE . . . . . No. 1490**

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By Mr. Welch, a petition (accompanied by bill, Senate, No. 1490) of James T. Welch for legislation relative to impairment of health caused by infectious disease. Public Service.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 1443 OF 2015-2016.]

**The Commonwealth of Massachusetts**

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

An Act relative to impairment of health caused by infectious disease.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 32 of the General Laws is hereby amended by adding the following section:-  
2 94C. Notwithstanding the provisions of any general or special law to the contrary  
3 affecting the non-contributory or contributory system, any condition of impairment of health  
4 caused by an infectious disease resulting in total or partial disability or death to an employee of a  
5 correctional facility, shall, if he successfully passed a physical examination on entry into such  
6 service, or subsequently successfully passed a physical examination, which examination failed to  
7 reveal any evidence of such condition, be presumed to have been suffered in the line of duty,  
8 unless the contrary be shown by competent evidence.