

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

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**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

[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.