

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Morrissey, Michael (SEN)

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 clarifying the term proceedings for Department of Industrial Accident claims.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Morrissey, Michael (SEN)	Norfolk and Plymouth

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01081 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

**AN ACT CLARIFYING THE TERM PROCEEDINGS FOR DEPARTMENT OF INDUSTRIAL
ACCIDENT CLAIMS.**

*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. Section 14 of Chapter 152 of the General Laws, as appearing in the 2004
2 Official Edition, is hereby amended in subsection 2 in line 46 by inserting after at the end thereof
3 the following new sentence:- “The word ”proceeding” in this paragraph shall be defined as
4 including all actions of a party, including attorneys and medical experts acting on behalf of a
5 party, that occur from the time that the claim is filed until the employee’s claim is resolved and
6 the employee is not receiving any benefits pursuant to chapter 152 and there is no action pending
7 before the Department or any appellate court.”