SENATE . . . . No.

The Commonwealth of Massachusetts

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PRESENTED BY:

Joan M. Menard

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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 providing for the continued medical care and treatment of Ellen E. Englehardt, a state trooper injured in the line of duty.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
Joan M. Menard	First Bristol and Plymouth

The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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AN ACT PROVIDING FOR THE CONTINUED MEDICAL CARE AND TREATMENT OF ELLEN E. ENGLEHARDT, A STATE TROOPER INJURED IN THE LINE OF DUTY.

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

1   Whereas, the deferred operation of this act would tend to defeat its purpose, which is forthwith to
2 provide for the continued medical care and treatment of Ellen E. Englehardt, a state trooper injured in the
3 line of duty, therefore it is hereby declared to be an emergency law, necessary for the immediate
4 preservation of the public convenience.

5 Notwithstanding section 59 of chapter 10 of the General Laws or any other general or special law to the
6 contrary and in order to discharge a moral obligation, the department of state police shall receive such
7 funds from the Head Injury Treatment Services Trust Fund as may be necessary to pay for any shortfall
8 in disability benefits necessary to maintain the continued quality and standard of medical care and
9 treatment for Ellen E. Englehardt, a state trooper injured in the line of duty, on an annual basis in the
10 event the department contracts with the Englehardt guardian estate for proceeds from her legal
11 settlement, directly related to her injuries and not exceeding 75 per cent of the total net proceeds
12 thereof, to pay such costs first; provided, however, that those proceeds shall be expended on Ellen E.
13 Englehardt's care by the department of state police before receiving any appropriation from the fund.
14 If Ellen E. Englehardt ceases to need such medical care and treatment before the total amount of the
15 legal settlement is expended, the remainder thereof shall revert to her estate for distribution to her or
16 her heirs, as the case may be.

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