

HOUSE No. 1551

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 24, 1934.

The committee on Labor and Industries, to whom were referred so much of the report of the Attorney-General for the year ending November 30, 1933 (Pub. Doc. No. 12), as relates to care of workers incapacitated through diseases contracted in occupations contributive to the common wealth, and so much of the report of the special commission (Commissioners of Labor and Industries, Public Health and Insurance, Chairman of the Department of Industrial Accidents and Attorney-General) established to study the problem of diseases caused by dust in granite and foundry industries, of compensation insurance in said industries and of industrial disease compensation generally (House, No. 1350) as relates to requiring certain insurance companies to insure undesirable but insurable risks, report (in part on Pub. Doc. No. 12) the accompanying bill (House, No. 1551).

For the committee,

SYDNEY M. WILLIAMS.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Four.

An Act further regulating the Granite Industry and providing for Insurance of Certain Persons engaged therein.

1 *Whereas*, The deferred operation of this act would
2 tend to defeat its purpose, therefore it is hereby
3 declared to be an emergency law, necessary for the
4 immediate preservation of the public health.

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 one hundred and forty-nine
2 of the General Laws is hereby amended by insert-
3 ing after section six the following new section:—

4 *Section 6A.* No person shall engage or continue,
5 otherwise than solely as an employee, in the granite
6 industry unless and until he shall have procured
7 from the department a certificate of compliance
8 with its rules and regulations relative to the instal-
9 lation and/or operation within his place or places
10 of employment of suitable devices or other means
11 for the prevention of silicosis. The department,
12 upon application therefor and after such investiga-
13 tion as it deems proper, may issue a certificate of
14 compliance to any such applicant, and may at any

15 time for cause suspend or revoke a certificate so
16 issued.

17 Every such place of employment while covered
18 by such a certificate of compliance in full force, and
19 all persons engaged therein while so covered, are
20 hereby declared to be insurable risks for insurance
21 companies insuring payment of compensation under
22 section fifty-two of chapter one hundred and fifty-
23 two.

24 For the purposes of this section the granite in-
25 dustry shall include all establishments where granite
26 or granite rock is quarried, crushed, cut, turned,
27 carved, lettered, surfaced, polished or otherwise
28 machined or finished; and silicosis is defined to be
29 that form of pneumoconiosis caused by the inhala-
30 tion of siliceous dust other than that of asbestos.

1 SECTION 2. Chapter one hundred and fifty-two
2 of the General Laws is hereby amended by inserting
3 after section fifty-two, as appearing in the Tercen-
4 tenary edition, the following new section:—

5 *Section 52A.* Any insurance company subject to
6 the provisions of section fifty-two shall, upon re-
7 quest of the commissioner of insurance, insure places
8 of employment in the granite industry, as defined
9 in section six A of chapter one hundred and forty-
10 nine, and persons engaged therein, during such time
11 as they are severally insurable risks within the mean-
12 ing of section six B of chapter one hundred and
13 forty-nine, and the pertinent provisions of said sec-
14 tion fifty-two shall apply to such insurance.

