

HOUSE No. 62

Accompanying the fourth recommendation of the Department of Industrial Accidents (House, No. 58). Labor and Industries.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Three.

AN ACT FURTHER SPECIFYING THE TIME WITHIN WHICH CERTAIN EMPLOYEES MAY WAIVE THEIR RIGHTS TO WORKMEN'S COMPENSATION.

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 forty-six of chapter one hundred and fifty-
2 two of the General Laws (Tercentenary Edition), as
3 amended by chapter three hundred and seventy-eight
4 of the acts of nineteen hundred and forty-one, is hereby
5 amended by striking out, in the sixth and seventh
6 lines thereof, the words "within three months after
7 the beginning of his employment", and inserting in
8 place thereof the words: — granted prior to and con-
9 tingent upon the beginning of his employment or
10 granted within three months after the beginning of
11 his employment, — so that said section as herein
12 amended shall read as follows: — *Section 46.* No
13 agreement by any employee to waive his rights to
14 compensation shall be valid, but an employee who is
15 for any reason peculiarly susceptible to injury or who

16 is peculiarly likely to become permanently or totally
17 incapacitated by an injury, may, at the discretion of
18 the department, and with its written approval granted
19 prior to and contingent upon the beginning of his
20 employment or granted within three months after
21 the beginning of his employment, waive his rights to
22 compensation under sections thirty-four, thirty-five
23 and thirty-six, or any of them.