

# HOUSE . . . . No. 1497

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## The Commonwealth of Massachusetts

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HOUSE OF REPRESENTATIVES, April 6, 1943.

The committee on Municipal Finance, to whom was referred the Bill making certain changes in the laws relating to state aid, military aid, soldiers' relief and certain war allowances (House, No. 1029, changed), report (in part) the accompanying bill (House, No. 1497).

For the committee,

CHARLES H. COOKE.

## The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO WAR ALLOWANCES AND SOLDIERS' RELIEF FOR CERTAIN RESIDENTS OF THE COMMONWEALTH WHO ARE IN THE MILITARY OR NAVAL SERVICE OF THE UNITED STATES, OR HAVE BEEN HONORABLY DISCHARGED THEREFROM, AND THEIR DEPENDENTS.

1    *Whereas*, The deferred operation of this act would  
2 tend to defeat its purpose, which is to provide im-  
3 mediate financial assistance to certain soldiers, sailors  
4 and marines who are in the service of the United  
5 States, or have been honorably discharged therefrom,  
6 and to their dependent relatives, therefore it is hereby  
7 declared to be an emergency law, necessary for the  
8 immediate preservation of the public convenience.

*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 one of chapter eleven of the  
2 acts of nineteen hundred and forty-two is hereby  
3 amended by inserting after the word "service" in  
4 the sixteenth line the words:— to the credit of the  
5 commonwealth,— and by inserting after the word  
6 "sister" in the twenty-second line the words:—  
7 under eighteen years of age,— so as to read as  
8 follows:— *Section 1.* Any city or town, acting by  
9 the officers authorized by law to furnish state and

10 military aid, may, during the continuance of the  
11 existing state of war between the United States and  
12 any foreign country and for six months thereafter,  
13 provide a war allowance for the dependent relatives  
14 of any soldier or sailor, which terms, for the purposes  
15 of this act, are hereby defined as in section one of  
16 chapter one hundred and fifteen of the General Laws,  
17 in the military or naval service of the United States  
18 during said state of war which, for the purposes of this  
19 act, shall be deemed to have begun on September  
20 sixteenth, nineteen hundred and forty; provided,  
21 that on said September sixteenth or, if after said date  
22 said soldier or sailor entered said service or was recalled  
23 thereto or was continued therein after the expiration  
24 of a prior enlistment, at the time of his entry into or  
25 recall to or continuance in said service to the credit  
26 of the commonwealth, said soldier or sailor was a  
27 resident of this commonwealth and had been a resident  
28 thereof for not less than one year. The dependent  
29 relatives of such a soldier or sailor who are eligible to  
30 receive such aid shall be the wife, children under  
31 eighteen years of age, or any child dependent by  
32 reason of physical or mental incapacity, or a brother  
33 or sister under eighteen years of age, or a dependent  
34 parent, or any person who stood in the relationship  
35 of a parent to such soldier or sailor for five years  
36 prior to said September sixteenth or, if after said date  
37 said soldier or sailor entered said service or was recalled  
38 thereto or was continued therein after the expiration  
39 of a prior enlistment, for five years prior to his entry  
40 into, recall to or continuance in said service. The  
41 allowance authorized by this section shall cease on the  
42 termination of the service by death or discharge.

1 SECTION 2. Said chapter eleven is hereby further  
2 amended by striking out section two and inserting  
3 in place thereof the following:—

4 *Section 2.* Any person in the military or naval  
5 service of the United States, whose dependents are  
6 entitled to war allowance under section one, and who  
7 is honorably discharged from said service, shall be  
8 eligible to receive state or military aid and soldiers'  
9 relief under the provisions of said chapter one hundred  
10 and fifteen relating to world war service, so far as  
11 applicable. If any such person shall die in said  
12 service during said state of war, or shall die after an  
13 honorable discharge from said service, a needy parent,  
14 his mother, if a widow, his widow and his children,  
15 up to the age of eighteen, or any child dependent by  
16 reason of physical or mental incapacity, provided  
17 that the children were in being prior to his discharge,  
18 or prior to the termination of said state of war, or  
19 any person who stood to him in the relationship of a  
20 parent for five years prior to said September sixteenth  
21 or, if after said date said soldier or sailor entered  
22 said service or was recalled thereto or was continued  
23 therein after the expiration of a prior enlistment, for  
24 five years prior to his entry into, recall to or continu-  
25 ance in said service, shall be entitled to the benefit  
26 of state aid and soldiers' relief in accordance with the  
27 provisions of said chapter one hundred and fifteen  
28 relating to world war service, so far as applicable.