

HOUSE No. 810

By Mr. Burke of Boston, petition of William V. Ward and James A. Burke relative to providing for payments by the Commonwealth, cities and towns to the widows and children of employees killed in the performance of duty. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR PAYMENTS BY THE COMMONWEALTH AND CITIES AND TOWNS TO THE WIDOW AND CHILDREN OF EMPLOYEES KILLED IN THE PERFORMANCE 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 Chapter 32 of the General Laws is hereby amended
2 by inserting after section 89 the following sections:—
3 *Section 89A.* If any employee of the common-
4 wealth is killed while in the performance of his duty
5 as such employee, there shall be paid out of the state
6 treasury to the following dependents of such de-
7 ceased employee the following annuities:— To the
8 widow, so long as she remains unmarried, an annuity
9 equal to the annual compensation payable to such
10 employee at the time he was killed; and, if the widow
11 dies, such an annuity as would have been payable to
12 the widow had she lived, in equal shares to or for the

13 benefit of the children of such deceased employee
14 under the age of eighteen or over said age and physi-
15 cally or mentally incapacitated from earning; and,
16 if the widow remarries, in lieu of the aforesaid annuity
17 to her, an annuity to or for the benefit of such children,
18 equal to five hundred dollars if there is only one such
19 child, equal to nine hundred dollars if there are two
20 such children, equal to twelve hundred dollars if
21 there are three such children, and equal to said twelve
22 hundred dollars, plus two hundred dollars for each
23 such child in excess of three.

24 *Section 89B.* If any employee of a city or town is
25 killed in the performance of his duty, such employee's
26 dependents will be entitled to the same benefits as
27 set forth in section eighty-nine A, provided that this
28 section is accepted by the city council and mayor in
29 cities, and by the town at an annual town meeting.