

SENATE No. 457

The Commonwealth of Massachusetts.

SENATE, March 27, 1913.

The joint committee on the Judiciary, to whom was referred the petition (accompanied by bill, House, No. 1077) of Robert E. Goodwin for legislation to except from the provisions of the workmen's compensation act masters of vessels and seamen, report the accompanying bill.

For the committee,

CLAUDE L. ALLEN.

Messrs. MEANEY, SULLIVAN and GORDON, of the House, dissent.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Thirteen.

AN ACT

Relative to the Application of the Workmen's Compensation Act to Certain Persons.

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. Paragraph three of section two of
2 Part V of chapter seven hundred and fifty-one of
3 the acts of the year nineteen hundred and eleven, is
4 hereby amended by inserting therein, after the word
5 "written", in the third line of said paragraph
6 three, and before the word "except", the follow-
7 ing: — *masters of and seamen on vessels engaged in*
8 *interstate or foreign commerce and*, — so that the
9 said section two, to the end of said paragraph three,
10 shall read as follows: — *Section 2.* The following
11 words and phrases, as used in this act, shall, unless
12 a different meaning is plainly required by the con-
13 text, have the following meaning: —

14 Employer shall include the legal representatives
15 of a deceased employer.

16 Employee shall include every person in the

17 service of another under any contract of hire, ex-
18 press or implied, oral or written, except masters of
19 and seamen on vessels engaged in interstate or for-
20 eign commerce, and except one whose employment
21 is but casual, or is not in the usual course of the
22 trade, business, profession or occupation of his
23 employer. Any reference to an employee who has
24 been injured shall, when the employee is dead, also
25 include his legal representatives, dependents and
26 other persons to whom compensation may be pay-
27 able, etc.

1 SECTION 2. This act shall take effect upon its
2 passage.

