

By Mr. Demers of Chicopee, petition of Joseph Buttner and Richard H. Demers for a change in the law authorizing the Division of Industrial Accidents to grant hearings to parties failing to request the same within the time fixed by law. Commerce and Labor.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-Six.

**AN ACT FOR PETITION FOR LEAVE TO REQUEST HEARING FROM ORDER OR TO CLAIM REVIEW FROM DECISION OF WORKMEN'S COMPENSATION BOARD.**

*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 152 of the General Laws, Section 8A, shall be  
2 amended by striking out Section 8A and inserting in place thereof  
3 the following:—

4 *Section 8A. Petitions for leave to request hearing from order*  
5 *or to claim review from decision.*

6 A party who has by accident, mistake or through other  
7 reasonable cause, omitted to request a hearing from a written  
8 order filed under section seven within the time limited therein  
9 may, within one year from the filing of such order, petition the  
10 division for leave to request such hearing and the division may  
11 grant such petition and permit such hearing to be requested if it  
12 finds justice and equity require it, notwithstanding a decree has  
13 previously been rendered on such order as provided in section  
14 eleven.

15 A party who has by accident, mistake or through other  
16 reasonable cause, omitted to request a hearing from a written  
17 order filed under section seven within the time limited therein or  
18 omitted to claim a review from a decision rendered under section  
19 eight within the time limited under section ten, may, within two  
20 years from the filing of such order or decision with the division,  
21 petition the superior court for the county in which the injury

22 occurred, or for the county of Suffolk or the municipal court of  
23 the city of Boston, if said injury occurred in Suffolk County, for  
24 leave to claim such review, and the court may grant such petition  
25 and permit such claim to be filed if it finds that justice and equity  
26 require it, notwithstanding that a decree has previously been  
27 rendered on such decision as provided in section eleven.