

By Mr. Swartz of Haverhill, petition of Joseph R. Buttner, David J. Swartz, Richard H. Demers, O. Roland Orlandi, Bruce E. Wetherbee, Marie E. Howe and another that provision be made for permanent partial compensation under the workmen's compensation law. Commerce and Labor.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING FOR PERMANENT PARTIAL COMPENSATION UNDER THE WORKMEN'S COMPENSATION LAW.

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 is hereby amended by inserting
2 after Section 34A the following section:—

3 *Section 34B.* While the incapacity resulting from the injury is
4 both permanent and partial, the insurer shall pay to the injured
5 employee following payment of the maximum amount of
6 compensation provided in Sections 34 and 35, or either or them, a
7 weekly compensation equal to the entire difference between his
8 average weekly wage before the injury and the average weekly
9 wage he is able to earn thereafter but not more than the weekly
10 limit provided in section 35. Application for payments under this
11 Section may be made by an injured employee before he has
12 received the maximum compensation to which he is or may be
13 entitled under the aforesaid sections.

