

# HOUSE . . . . No. 688

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Bill accompanying the petition of Frederiek Spain and another for the application of the workmen's compensation act to chauffeurs. Joint Judiciary. January 15.

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## The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Fifteen.

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### AN ACT

Relative to Personal Injuries to Automobile Chauffeurs.

*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 two, of Part I, chapter seven  
2 hundred and fifty-one, of the acts of the year nineteen  
3 hundred and eleven, is hereby amended by adding at the  
4 end of said section the following, viz. : — except auto-  
5 mobile chauffeurs, — so as amended it shall read as fol-  
6 lows : — *Section 2.* The provisions of section one shall  
7 not apply to actions to recover damages for personal in-  
8 juries sustained by domestic servants and farm laborers,  
9 except automobile chauffeurs.

1 SECTION 2. Paragraph three of section two of Part V,  
2 of the acts of the year nineteen hundred and eleven, is  
3 hereby amended by section one of chapter five hundred

4 and sixty-eight, of the acts of the year nineteen hun-  
5 dred and thirteen, and section thirteen of chapter seven  
6 hundred and eight, of the acts of the year nineteen  
7 hundred and fourteen, is hereby further amended by  
8 striking out the word "except" in the fourth line of  
9 said paragraph and inserting in place thereof the follow-  
10 ing words:— with the exception of an automobile  
11 chauffeur,— so as amended said paragraph shall read as  
12 follows:— "Employee" shall include every person in  
13 the service of another under any contract of hire, ex-  
14 press or implied, oral or written, except masters of and  
15 seamen on vessels engaged in interstate or foreign com-  
16 merce, and with the exception of an automobile chauffeur,  
17 one whose employment is not in the usual course of the  
18 trade, business, profession or occupation of his employer.  
19 Any reference to an employee who has been injured  
20 shall, when the employee is dead, also include his legal  
21 representatives, dependents and other persons to whom  
22 compensation may be payable.