

SENATE No. 1188

By Ms. Walsh, petition (accompanied by bill, Senate, No. 1188) of Marian Walsh for legislation to provide that conditions causing death by heart disease, hypertension, diseases of the lungs or respiratory tract to fire fighters who have retired be presumed to have been suffered in the line of duty. Public Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Three.

AN ACT RELATIVE TO DEATH CAUSED BY HEART DISEASE, HYPERTENSION, DISEASE OF THE LUNGS OR RESPIRATORY TRACT TO A PAID FIRE DEPARTMENT MEMBER SUBSEQUENT TO RETIREMENT.

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 103 of Chapter 32 of the General Laws,
2 any condition of impairment of health caused by hypertension or
3 heart disease or any disease of the lungs or respiratory tract to
4 a uniformed member of a paid fire department subsequent to
5 retirement shall be presumed to have been suffered in the line of
6 duty.

1 SECTION 2. Said presumption shall apply unless the contrary
2 be shown by competent evidence to a uniformed member of a paid
3 fire department for a maximum period of sixty months subsequent
4 to retirement. A member of a paid fire department shall receive
5 three months of vesting for each year of service for a total not
6 to exceed sixty months in the aggregate.

