

HOUSE No. 2978

By Mr. Flaherty of Boston, petition of Michael F. Flaherty and another that certain diseases resulting in disability or death to fire fighters, police officers and certain other public employees be presumed to have been suffered in the line of duty under the accidental disability retirement law. Public Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Four.

AN ACT PROVIDING THAT CERTAIN DISEASES RESULTING IN DISABILITY OR DEATH TO UNIFORMED MEMBERS OF PAID FIRE DEPARTMENTS SHALL BE PRESUMED TO HAVE BEEN SUFFERED IN THE LINE OF DUTY, WITH REFERENCE TO THE ACCIDENTAL DISABILITY RETIREMENT 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 32 of the General Laws is hereby amended by inserting
2 after section 94A the following section:—

3 *Section 94B.* Notwithstanding the provisions of any general or
4 special law to the contrary affecting the non-contributory or con-
5 tributory system, any condition of impairment of health caused by
6 carcinoma resulting in total or partial disability to a uniformed
7 member of a paid fire department or to any permanent crash crew
8 man, crash boat man, fire control man or assistant fire control man
9 employed at the General Edward Lawrence Logan International
10 Airport shall, if he successfully passed a physical examination on
11 entry into such service or subsequently passed a physical examina-
12 tion, which examination failed to reveal any evidence of such
13 condition be presumed to have been suffered in line of duty because
14 of exposure to known carcinogens, suspected carcinogens and
15 carcinogenic causing materials during his service as a fire fighter,
16 unless the contrary be shown by competent evidence.

