

HOUSE No. 1920

By Mr. Wall of Lawrence, petition of William X. Wall relative to the accidental disability retirement of police officers because of physical condition or disease resulting in total or partial disability. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-One.

AN ACT EXTENDING TO ALL POLICE OFFICERS THE LAW WITH REFERENCE TO ACCIDENTAL DISABILITY RETIREMENT THAT A CERTAIN PHYSICAL CONDITION OR DISEASE RESULTING IN TOTAL OR PARTIAL DISABILITY SHALL BE PRESUMED TO HAVE BEEN SUFFERED IN LINE OF DUTY.

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
- 2 by striking out section 94, as inserted by chapter 551
- 3 of the acts of 1950, and inserting in place thereof the
- 4 following: —
- 5 *Section 94.* Notwithstanding the provisions of any
- 6 general or special law to the contrary affecting the
- 7 non-contributory or contributory system, any con-
- 8 dition of impairment of health caused by hypertension
- 9 or heart disease resulting in total or partial disability
- 10 to a police officer of a city or town, to a member of the

11 state police, to a member of the police force of the
12 metropolitan district commission or to a uniformed
13 member of a paid fire department, who successfully
14 passed a physical examination on entry into such
15 service, which examination failed to reveal any evi-
16 dence of such condition, shall be presumed to have
17 been suffered in line of duty, unless the contrary be
18 shown by competent evidence.