

Bill accompanying the recommendations of the Insurance Commissioner. Joint Judiciary. January 10.

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**The Commonwealth of Massachusetts.**

In the Year One Thousand Nine Hundred and Nineteen.

**AN ACT**

Relative to the Responsibility of Employers for the Payment of Benefits if their Insurer fails.

*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 one of Part II of chapter seven hundred and  
2 fifty-one of the acts of the year nineteen hundred and  
3 eleven is hereby amended by adding at the end thereof  
4 the following:— or by his employer if the association  
5 fails to make such payment, — so as to read as follows: —  
6 *Section 1.* If an employee who has not given notice of his  
7 claim of common law rights of action, as provided in  
8 Part I, section five, or who has given such notice and has  
9 waived the same, receives a personal injury arising out of  
10 and in the course of his employment, he shall be paid  
11 compensation by the association, as hereinafter provided,  
12 if his employer is a subscriber at the time of the injury or  
13 by his employer if the association fails to make such pay-  
14 ment.

