

HOUSE No. 3821

By Mr. Pokaski of Boston, petition of Daniel F. Pokaski for legislation to provide for the indemnification of employees of Unit Five, Law Enforcement. Public Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT PROVIDING FOR THE INDEMNIFICATION OF CERTAIN EMPLOYEES OF THE COMMONWEALTH.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 The Commonwealth shall indemnify an employee in Unit Five,
2 Law Enforcement for expenses or damages sustained by him while
3 acting as an officer, or incurred by him in the defense of settlement
4 of an action brought against him for acts done by him while so
5 acting; provided that the defense or settlement of such claim shall
6 have been made by the attorney general; whenever a law
7 enforcement officer is incapacitated for duty because of injury
8 sustained in the performance of his duty without fault of his own,
9 or an officer assigned to special duty by his superior officer,
10 whether or not he is paid for such special duty by the department, is
11 so incapacitated because of injuries so sustained, he shall be
12 granted leave without loss of pay for the period of such incapacity;
13 provided, that no such leave shall be granted for any period after a
14 physician determines that such incapacity no longer exists. All
15 amounts payable for incapacity shall be paid at the same time and
16 in the same manner as, and for all purposes shall be deemed to be,
17 the regular compensation of such officer; and, if such officer be
18 dead, such expenses or damages shall be payable to his widow, or,
19 if he leaves no widow, then to his next of kin, who, at the time of his
20 death, were dependent upon his salary for support. This section
21 shall be construed to require the department to pay compensation,
22 in the manner herein provided, for damages for personal injuries,
23 whether or not death results.

