

By Mr. Demers of Chicopee, petition of Richard H. Demers that provision be made for a trial period of work under the workmen's compensation law. Commerce and Labor.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT TO PROVIDE FOR A TRIAL PERIOD OF WORK UNDER THE WORKMEN'S COMPENSATION ACT.

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. Chapter 152 of the General Laws is hereby
2 amended by adding thereto the following section: —

3 *Section 34B. Trial period of work.*

4 Where an injured employee who has been receiving compensa-
5 tion under Section 34 for a consecutive period of at least fifty-two
6 weeks returns to remunerative work, the weekly compensation
7 under Section 34 shall be continued for twenty-one weeks. After
8 the expiration of such period of twenty-one weeks, if the incapacity
9 for work resulting from the injury is total or partial, the insurer
10 shall pay the injured employee the weekly compensation as
11 provided in either section thirty-four, thirty-four A, or thirty-five
12 of this chapter.

1 SECTION 2. Chapter 152 of the General Laws is hereby
2 amended by adding the words "section thirty-four B or" to Section
3 29 thereof after the word "under" in the second sentence of said
4 section so that the second sentence of Section 29 shall read: —

5 If incapacity extends for a period of six days or more,
6 compensation shall be paid from the day of injury, provided, that,
7 except under section thirty-four B or section thirty-five, no
8 compensation shall be paid for any period for which wages were
9 earned.

