

HOUSE No. 4397

By Mr. Scalli of Boston, petition of Anthony J. Scalli and another for legislation to include permanent members of police departments within the provisions of the "heart law", so-called. Public Service.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING THAT ANY CONDITION OF IMPAIRMENT OF HEALTH SUFFERED BY A PERMANENT MEMBER OF A POLICE DEPARTMENT SHALL BE PRESUMED TO HAVE BEEN SUFFERED IN THE LINE OF DUTY IF SAID MEMBER SUCCESSFULLY PASSED A PRE-SERVICE PHYSICAL EXAMINATION.

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

1 Notwithstanding the provisions of any general or special
2 law to the contrary affecting the non-contributory or contribu-
3 tory system, any condition of impairment of health resulting in
4 total or partial disability to a permanent member of a police
5 department shall, if he successfully passed a physical examina-
6 tion prior to membership in said department, which examination
7 failed to reveal any evidence of such condition, be presumed to
8 have been suffered in the line of duty unless the contrary is
9 shown, for the purposes of compensation of such police officer,
10 while so injured.

