

HOUSE No. 3105

By Mr. Manning of Waltham, petition of Peter R. Beatrice, Jr., that certain officers of the Division of Law Enforcement and forest fire patrolmen and fire wardens in the Department of Natural Resources be included 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 A CERTAIN PHYSICAL CONDITION OR DISEASE RESULTING IN TOTAL OR PARTIAL DISABILITY OR DEATH TO OFFICERS OF THE DIVISION OF LAW ENFORCEMENT, FOREST FIRE PATROLMEN, FIRE WARDENS IN THE DEPARTMENT OF NATURAL RESOURCES, SHALL BE PRESUMED TO HAVE BEEN SUFFERED IN THE LINE OF DUTY, WITH REFERENCE TO THE ACCIDENTAL DISABILITY RETIREMENT LAW.

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 94 of chapter 32 of the General Laws is hereby
2 amended by inserting after the word "Airport", in line 17,
3 the following:—or to enforcement officers of the division
4 of law enforcement, forest fire patrolmen, fire wardens in the
5 department of natural resources,—so as to read as fol-
6 lows:—*Section 94.* Notwithstanding the provisions of any
7 general or special law to the contrary affecting the non-
8 contributory or contributory system, any condition of impair-
9 ment of health caused by hypertension or heart disease re-
10 sulting in total or partial disability or death to a uniformed
11 member of a paid fire department or permanent member of
12 a police department, or of the police force of the metropoli-
13 tan district commission, or of the state police in the depart-
14 ment of public safety, or of the capitol police, or of the pub-
15 lic works building police, or to any employee of the registry of
16 motor vehicles in the department of public works who entered

17 the service of the registry as an investigator or examiner and
18 performed police duty, or to any employee in the department
19 of correction whose regular or incidental duties require the
20 care, supervision or custody of prisoners, criminally insane
21 persons or defective delinquents, or to any permanent crash
22 crewman, crash boatman, fire controlman or assistant fire con-
23 trolman employed at the General Edward Lawrence Logan
24 International Airport, or to enforcement officers of the divi-
25 sion of law enforcement, forest fire patrolmen, fire wardens in
26 the department of natural resources, shall, if he successfully
27 passed a physical examination on entry into such service,
28 which examination failed to reveal any evidence of such con-
29 dition, be presumed to have been suffered in the line of duty,
30 unless the contrary be shown by competent evidence.