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By Mr. Tilden of Scituate, petition of J. Newton Esdaile and another for an amendment of the workmen's compensation law to promote the safety of persons working in industry. Labor and Industries.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Fifty-Five.

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AN ACT TO PROMOTE THE SAFETY OF PERSONS WORKING IN  
INDUSTRY.

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

1 Chapter 152 of the General Laws is hereby amended  
2 by striking out section 28 thereof and substituting in its  
3 place the following section:—

4 *Section 28.* If the employee is injured by reason of a  
5 violation of any provision of chapter one hundred and  
6 forty-nine, sections one through eighteen, sections forty-  
7 five through one hundred and five, sections one hundred  
8 and six through one hundred and forty-seven H, or any  
9 rule, regulation or order made by the department of  
10 labor and industries, or any employee or subdivision  
11 thereof, in accordance with the provisions of said chap-  
12 ter for the prevention of accidents or industrial or occu-  
13 pational diseases, or by reason of the serious and wilful  
14 misconduct of an employer or of any person regularly  
15 intrusted with and exercising the powers of superin-  
16 tendence, the amounts of compensation hereinafter pro-  
17 vided shall be doubled. In case the employer is insured,  
18 he shall repay to the insurer the extra compensation  
19 paid to the employee. If a claim is made under this sec-  
20 tion, and the employer is insured, the employer may  
21 appear and defend against such claim only. The em-

22 ployment of any minor, known to be such, in violation  
23 of any provision of sections sixty to seventy-four, in-  
24 clusive, or of section one hundred and four of chapter one  
25 hundred and forty-nine, shall constitute serious and wil-  
26 ful misconduct under this section.