

SENATE No. 289

To accompany the petition of George F. Killgoar for legislation to further provide for appeals on applications by veterans of World War II under the bonus law and to extend the time during which such applications may be filed. Military Affairs and Public Safety.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Eight.

AN ACT FURTHER PROVIDING FOR APPEALS ON APPLICATIONS BY VETERANS OF WORLD WAR II FOR PAYMENTS UNDER THE BONUS LAW, AND EXTENDING THE TIME DURING WHICH SUCH APPLICATIONS MAY BE FILED.

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 731 of the acts of 1945, as
2 amended, is hereby further amended by striking out
3 section 8A, as inserted by section 5 of chapter 581
4 of the acts of 1946, and inserting in place thereof the
5 following section: —

6 *Section 8A.* Any person aggrieved by a decision
7 of the state treasurer in the matter of payments pro-
8 vided for by this act may appeal to a board composed
9 of one or more panels each to consist of a member of
10 the department of the state treasurer to be designated
11 by the state treasurer, an assistant attorney general
12 to be designated by the attorney general, and the

13 adjutant general or his representative, and shall be
14 entitled to a hearing, after due notice, upon such
15 appeal, provided that application for appeal is made
16 within ninety days following notice of denial of the
17 bonus application. In the case of applications for
18 bonus denied prior to the effective date of this act
19 applications for appeal must be made within ninety
20 days of such effective date.

1 SECTION 2. Section 4 of said chapter 731 is hereby
2 amended by inserting the following sentence im-
3 mediately after the first sentence:— Applications
4 must be filed within one year from the effective date
5 of this act; and all applications filed thereafter shall
6 be denied because of lateness of filing; provided,
7 however, that the appeal board provided for by sec-
8 tion eight A of said chapter as inserted by section
9 five of chapter five hundred and eighty-one of the acts
10 of nineteen hundred and forty-six shall have jurisdic-
11 tion to act favorably on such applications despite late
12 filing in the case of applicants who served in the armed
13 services outside the continental limits of the United
14 States after August fifteenth, nineteen hundred and
15 forty-six, and in other cases in which the appeal board
16 finds that there are special circumstances which in its
17 opinion would warrant such action.