

SENATE No. 449

To accompany the petition of Thomas Connolly and another for legislation to provide that a certain physical condition or disease resulting in total or partial disability be presumed to have been suffered in the line of duty with reference to the accidental disability retirement law. Pensions and Old Age Assistance.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING THAT A CERTAIN PHYSICAL CONDITION OR DISEASE RESULTING IN TOTAL OR PARTIAL DISABILITY SHALL BE PRESUMED TO HAVE BEEN SUFFERED IN 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 Chapter 32 of the General Laws is hereby amended
2 by striking out section 94, added by chapter 594 of
3 the acts of 1951, and inserting in place thereof the
4 following section:—

5 *Section 94.* Notwithstanding the provisions of any
6 general or special law to the contrary, affecting the
7 non-contributory or contributory system, any condi-
8 tion of impairment of health caused by hypertension
9 or heart disease resulting in total or partial disability
10 to any correction officer who has care and custody of
11 inmates, shall be presumed to have been suffered
12 in line of duty, unless the contrary be shown by
13 competent evidence.

