HOUSE DOCKET, NO. 2888 FILED ON: 1/18/2013

HOUSE . . . . . No. 1704

The Commonwealth of Massachusetts

PRESENTED BY:

James M. Cantwell

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act relative to the workers' compensation exclusion for business owners.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James M. Cantwell	*4th Plymouth*

HOUSE DOCKET, NO. 2888 FILED ON: 1/18/2013

HOUSE . . . . . No. 1704

By Mr. Cantwell of Marshfield, a petition (accompanied by bill, House, No. 1704) of James M. Cantwell relative to the workers' compensation exclusion for business owners. Labor and Workforce Development.

The Commonwealth of Massachusetts

An Act relative to the workers' compensation exclusion for business owners.

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

SECTION 1. Section 1 of chapter 152 of the General Laws is hereby amended by striking out the fifth paragraph of paragraph (1) therein and inserting in place thereof the following:-

This chapter shall be elective for an officer or director of a corporation who owns at least 25 per cent of the issued and outstanding stock of the corporation. Notwithstanding section 46, these provisions shall apply only if the corporate officer or director executes a written waiver of his rights under this chapter which certifies under the pains and penalties of perjury that such person is a qualifying officer or director. Such waiver shall be effective upon receipt by the corporation's insurance carrier and the commissioner of industrial accidents, and shall remain effective until the officer or director provides the commissioner and the insurance carrier with a written withdrawal of the waiver. Violations of this paragraph shall subject the corporation to the penalties set forth in section 25C.