



The Commonwealth of Massachusetts
Division of Industrial Accidents

18 Tremont Street, Boston 8

WHEN REPLYING
PLEASE QUOTE I.A.B.
FILE NO.
ATTENTION OF:
February 26, 1957

CIRCULAR LETTER NO. 106

TO: ALL INSURANCE COMPANIES, ALL SELF-INSURERS, AND WORKMEN'S COMPENSATION AGENTS OF DEPARTMENTS OF THE COMMONWEALTH AND COUNTIES, CITIES, TOWNS AND DISTRICTS SUBJECT TO THE WORKMEN'S COMPENSATION LAW (GENERAL LAWS, CHAPTER 152, AS AMENDED).

Chapter 735 of the Acts of 1956, effective as to injuries occurring on or after January 3, 1957, further amends G. L., c. 152 and provides that:

(1). After an employee has received weekly total incapacity compensation under section 34 for a period of THIRTEEN weeks, he shall be paid two thirds of his average weekly wage but not more than FORTY dollars a week for such incapacity.

(2). The weekly rate of dependency compensation under section 35A is increased as to injuries occurring on or after January 3, 1957, from \$2.50 to \$3.00.

The obvious purpose of the incapacity amendment is to provide additional relief to the employee whose period of total incapacity extends beyond a period of thirteen weeks, and the intent is that he shall receive such relief promptly and beginning with the fourteenth week; dependency payments are effective immediately. Hence the burden is upon you to insure that such purpose and intent are effectuated.

Inasmuch as the incapacity amendment implies an amendment of Agreement In Regard To Compensation assumably already on file and approved here, it is now required that you notify this Board in cases under these amendments by filing here, in duplicate, a copy of the original agreement plainly bearing notation "Amendment of Agreement, pursuant to c. 735 of the Acts of 1956", indicating the pertinent changes and signed by the insurer; signature of the employee thereto is not required. Agreements to Discontinuance, also, when filed, should show such corresponding data.

Strict and prompt compliance with the foregoing is enjoined.

Very truly yours,

A handwritten signature in cursive script that reads "Edward P. Doyle".

EDWARD P. DOYLE
SECRETARY

EPD/ANC