

HOUSE No. 1357

By Mr. Bessette of New Bedford, petition of Julia Daley for legislation relative to annual vacations for employees of certain cities and towns. Public Service.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO ANNUAL VACATIONS FOR CERTAIN EMPLOYEES OF CERTAIN CITIES AND TOWNS.

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. Section 111 of chapter 41 of the Gen-
2 eral Laws, as most recently amended by chapter 301
3 of the acts of 1946, and chapter 330 of the acts of 1948,
4 is hereby further amended by striking out the first
5 paragraph and inserting in place thereof the following
6 paragraph: —

7 In any city or town which has accepted chapter two
8 hundred and seventeen of the acts of nineteen hundred
9 and fourteen or has accepted this section in any form,
10 or which accepts this section in the manner herein-
11 after provided, or has accepted earlier provisions of
12 this section, all permanent civil service employees as
13 well as persons classified as common laborers, skilled
14 laborers, mechanics or craftsmen shall be granted with-
15 out loss of pay, in every year except the year in which
16 their employment begins, a vacation based on their

17 service in the preceding years. Such vacations shall
18 be granted by the heads of the respective departments
19 of the city or town at such time as in their opinion will
20 cause the least interference with the performance of the
21 regular work of the city or town. For those employees
22 who have served one year, but less than five years, va-
23 cation allowance of two weeks. For five years' serv-
24 ice, but less than ten years, vacation allowance of three
25 weeks. For ten years' service or more, vacation al-
26 lowance of four weeks. For those employees who have
27 served less than one year, vacation allowance of two
28 weeks each year; provided, that they have worked in
29 the aggregate twenty-six weeks in the preceding year.
30 For vacation purposes the word "year" shall mean
31 the period from January first to December thirty-first
32 in any calendar year.

1 SECTION 2. Whenever the employment of any such
2 person is terminated during a year by dismissal
3 through no fault or delinquency on his part or by
4 resignation, retirement or death, he or his beneficiary
5 shall be paid at the regular rate of compensation pay-
6 able to him at the termination of his employment, an
7 amount equal to the regular vacation allowance he
8 would have received if his service had not been termi-
9 nated; and if his employment is terminated without his
10 having been granted the vacation to which he is entitled
11 under the preceding paragraph of this section, he or
12 his beneficiary shall be paid in addition, at the afore-
13 said rate, an amount in lieu of such vacation; pro-
14 vided, in both cases, that no monetary or other allow-
15 ance has already been made therefor. The word
16 "beneficiary" as used in this section means the sur-
17 viving beneficiaries, if any, lawfully designated by the

18 employee under the retirement system of which he is a
19 member, or, if there is no such designated beneficiary,
20 the estate of the deceased. The official head of the de-
21 partment in which the person was last employed shall
22 enter on the department pay roll all amounts payable
23 under this paragraph.

1 SECTION 3. Any official of a city or town whose
2 duty it is to grant a vacation as provided by the first
3 paragraph of this section who wilfully refuses to grant
4 the same or to make an entry on the departmental pay
5 roll as provided by the second paragraph thereof shall
6 be punished by a fine of not more than one hundred
7 dollars. The department of labor and industries shall
8 enforce this section, and shall have all necessary pow-
9 ers therefor.

The first part of the history is a general account of the state of the world in the year 1700. It is divided into three parts: the first part is a general account of the world in the year 1700; the second part is a general account of the world in the year 1700; and the third part is a general account of the world in the year 1700.

The second part of the history is a general account of the state of the world in the year 1700. It is divided into three parts: the first part is a general account of the world in the year 1700; the second part is a general account of the world in the year 1700; and the third part is a general account of the world in the year 1700.

The third part of the history is a general account of the state of the world in the year 1700. It is divided into three parts: the first part is a general account of the world in the year 1700; the second part is a general account of the world in the year 1700; and the third part is a general account of the world in the year 1700.